

Honorable Price Daniel, Governor of Texas. Governor Daniel presented his brother, the Honorable Bill Daniel, as the new Governor of Guam.

Governor Bill Daniel addressed the Joint Session, expressed his appreciation for the award and for the pleasure of serving his State and his Nation.

Governor Bill Daniel's party included Mrs. Bill Daniel, his brother, Governor and Mrs. Price Daniel, and his sister, Miss Ellen Daniel.

#### Welcome Resolutions

S. R. No. 454—By Senator Fuller: Extending welcome to students and sponsors of Saint Elizabeth School of Port Arthur.

S. R. No. 455—By Senator Aikin for Senator Colson: Extending welcome to students and teachers of Navasota Junior High School.

S. R. No. 456—By Senator Krueger for Senator Herring: Extending welcome to students and teachers of Manor Elementary School of Travis County.

S. R. No. 457—By Senator Krueger for Senator Herring: Extending welcome to students and teacher of Austin Kindergarten School.

S. R. No. 458—By Senator Reagan: Extending welcome to students of Sacred Heart School of Corpus Christi and teacher and sponsor.

S. R. No. 459—By Senator Crump: Extending welcome to students and teacher of Uvalde High School.

S. R. No. 460—By Senator Herring for Senator Secrest: Extending welcome to students and teachers of Axtell School.

S. R. No. 461—By Senator Herring: Extending welcome to students and teachers of Lamar Junior High School of Austin.

#### Adjournment

At the conclusion of the Joint Session the President Pro Tempore announced at 12:01 o'clock p.m. that the Senate would stand adjourned until 10:30 o'clock a.m. tomorrow in accordance with motion previously adopted by the Senate.

#### SIXTY-FOURTH DAY

(Thursday, May 11, 1961)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson                      Hazlewood

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation as follows:

"Our Father, in the holy hush of this moment, give us grace to wait upon Thee, for they that wait upon the Lord shall have their strength renewed. They shall mount up with wings as the eagles. They shall run and not be weary. Be merciful unto us through Jesus Christ our Lord. Amen."

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

#### Leaves of Absence

Senator Colson was granted leave of absence for today on account of illness in the family on motion of Senator Creighton.

Senator Hazlewood was granted leave of absence for today on account of important business on motion of Senator Hardeman.

#### Morning Call Dispensed With

On motion of Senator Martin and by unanimous consent the Morning Call was dispensed with in order that

the Senate could take up the Local and Uncontested Bills Calendar previously set for today.

#### Local and Uncontested Bills Session

The President announced that the time had arrived for the consideration of the Local and Uncontested Bills Calendar in accordance with a motion previously adopted by the Senate.

#### Senate Bill 369 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 369, A bill to be entitled "An Act authorizing independent school districts to borrow money for current maintenance expenses; providing for the method of evidencing such loans by the issuance of negotiable notes; prescribing the conditions under which such notes may be issued; enacting other provisions related to the subject; providing that this Act is cumulative of Article 2827 V.A.R.C.S. of Texas; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 369 on Third Reading

Senator Aikin moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 369 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

The President then laid the bill be-

fore the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

(Senator Owen in the Chair.)

#### Senate Bill 357 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 357, A bill to be entitled "An Act amending Article 2.08 of Chapter 2, of the Insurance Code (Acts of 1951, 52nd Legislature, as amended by the Acts of 1955, 54th Legislature, page 413, Chapter 117, Section 9, and as amended by Acts of the 1959, 56th Legislature, page 250, Chapter 145, Section (1), to provide that items of minimum capital stock and minimum surplus shall consist only of cash; bonds of this State or of the United States; other evidences of indebtedness guaranteed as to principal and interest by the United States; insured first mortgages on unencumbered real estate in this State, provided that investment in such note shall not exceed one-half of the minimum capital stock and minimum surplus of the investing company; and in bonds or other interest bearing evidences of indebtedness of any counties, cities, or other municipalities of this State; etc.; and declaring an emergency."

The bill was read second time.

Senator Crump offered the following committee amendment to the bill:

Amend Senate Bill 357 by strik-

ing the introductory sentence of Section 1 and substituting in lieu thereof the following:

"Sec. 1. That Art. 2.08 of the Insurance Code (Acts of 1951, 52nd Leg., as amended by the Acts of 1955, 54th Leg., p. 413, Ch. 117, Sec. 9, and as amended by Acts of 1959, 56th Leg., p. 250, Ch. 145, Sec. 1), be amended to be and read as follows:"

The amendment was adopted.

On motion of Senator Crump and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

#### Senate Bill 357 on Third Reading

Senator Crump moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 357 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

#### Yeas—29

Aikin	Crump
Baker	Dies
Calhoun	Fuller
Creighton	Gonzalez

Hardeman	Patman
Herring	Ratliff
Hudson	Reagan
Kazen	Roberts
Krueger	Rogers
Lane	Schwartz
Martin	Secrest
Moffett	Smith
Moore	Weinert
Owen	Willis
Parkhouse	

#### Absent—Excused

Colson Hazlewood

#### Senate Bill 462 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 462, A bill to be entitled "An Act authorizing and empowering Counties having less than 20,000 population according to the last or any succeeding Federal Census and any City or Cities therein located to finance, construct, maintain and operate jail, jails or jail facilities for the joint and mutual use of such Counties and City or Cities; authorizing the issuance of bonds and expenditure of funds therefor; authorizing the Commissioners Court of said Counties and the governing bodies of said city or cities to enter into contracts for the financing, construction, maintenance, and operation of such jails; providing a repealing clause; providing a severability clause; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 462 on Third Reading

Senator Crump moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 462 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Herring
Baker	Hudson
Calhoun	Kazen
Creighton	Krueger
Crump	Lane
Dies	Martin
Fuller	Moffett
Gonzalez	Moore
Hardeman	Owen

Parkhouse	Schwartz
Patman	Secrest
Ratliff	Smith
Reagan	Weinert
Roberts	Willis
Rogers	

Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson	Hazlewood
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**Senate Resolution 463**

Senator Parkhouse offered the following resolution:

Whereas, It has come to the attention of the Senate of the 57th Legislature that today, May 11, 1961, is the birthday of the brilliant and charming Capitol Correspondent for the Dallas Times Herald, therefore, be it

Resolved, That the Senate extend best wishes to Mrs. William Ward, nee Margaret Mayer for a joyous birthday and many happy returns of the day.

PARKHOUSE  
HARDEMAN

The resolution was read and was adopted.

**Senate Bill 109 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 109, A bill to be entitled

“An Act providing that teachers and other employees of the public school system of Texas or State supported institutions of higher learning shall not be required to participate, nor prevented from participating in political activities at any level; providing that such political activity or failure to participate shall not be considered as a condition of employment, rehire, contract extension or discharge from employment providing such persons are expressly prohibited from using school time, equipment, or funds for the furtherance of any political group or party; repealing all statutes in conflict; providing this law shall be cumulative; providing for severability and declaring an emergency.”

The bill was read second time and was passed to engrossment.

**Senate Bill 109 on Third Reading**

Senator Gonzalez moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 109 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Baker
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Calhoun	Moore
Creighton	Owen
Crump	Parkhouse
Dies	Patman
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Herring	Rogers
Hudson	Schwartz
Kazen	Secrest
Krueger	Smith
Lane	Weinert
Martin	Willis
Moffett	

Absent—Excused

Colson Hazlewood

**Senate Bill 464 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 464, A bill to be entitled "An Act amending Ch. 188, Sections 1, 2 and 3, Acts, 1945, 49th Leg., R. S., P. 254 (cod. at Art. 2763a, V.A. C.S.), authorizing any Independent School District, heretofore created by special law to select and designate its own school depository or depositories, assessor and collector of taxes, and to have the management of its school affairs subject to certain supervision and appellate jurisdiction; providing that this Act shall not affect, supersede, or change any of the provisions of Article 2763, R.C.S. of Texas, 1925, as amended; and declaring an emergency."

The bill was read second time and passed to engrossment.

**Senate Bill 464 on Third Reading**

Senator Hardeman moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 464 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Herring
Baker	Hudson
Calhoun	Kazen
Creighton	Krueger
Crump	Lane
Dies	Martin
Fuller	Moffett
Gonzalez	Moore
Hardeman	Owen

Parkhouse	Schwartz
Patman	Secrest
Ratliff	Smith
Reagan	Weinert
Roberts	Willis
Rogers	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

**Senate Bill 449 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 449, A bill to be entitled "An Act relating to the appointment by the court of interpreters for any person who is deaf or a deaf mute, in criminal prosecutions and causes in which such person may be committed to a mental institution; and declaring an emergency."

The bill was read second time.

Senator Moffett offered the following amendment to the bill:

Amend Senate Bill 449, Section 1(a) by striking out the said subsection in entirety and substituting in lieu thereof the following:

"Section 1 (a) In all criminal prosecutions, where the accused is deaf or a deaf mute, he shall have the proceedings of the trial interpreted to him in a language that he can un-

derstand by a qualified interpreter appointed by a court."

The amendment was adopted.

Senator Moffett offered the following amendment to the bill:

Amend Senate Bill 449 by Hazlewood by adding the following words and language at the end of paragraph (a), under Section 1 which would read as follows:

"However, if there is no such qualified interpreter reasonably available from such list, then the trial court may, in its discretion, appoint any other qualified interpreter."

The amendment was adopted.

On motion of Senator Moffett and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

#### Senate Bill 449 on Third Reading

Senator Moffett moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 449 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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#### Committee Substitute Senate Bill 76 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

C. S. S. B. No. 76, A bill to be entitled "An Act amending House Bill No. 309, Acts 1945, Regular Session, 49th Leg., p. 580, Chapter 344, relating to aeronautics and the Texas Aeronautics Commission and the Director of Aeronautics by amending Section 1 (of Art. 46c) pertaining to definitions; Section 3 (of Art. 46c) pertaining to the Texas Aeronautics Commission, its re-organization and membership; Section 4 (Art. 46c) pertaining to organization, meetings, reports; Section 6 (of Art. 46c) pertaining to the Commission's powers and duties, including authority to regulate scheduled intrastate carriers and other functions; repealing Section 7 (of Art. 46c) pertaining to Federal Aid; amending Section 8 (now codified as Section 7 of Art. 46c) pertaining to the Director of Aeronautics; adding a Section, for convenience denominated as Section 8 of Art. 46c pertaining to hearings and judicial review; (such Act relating to aeronautics having been codified as Art. 46c, Vernon's Texas Civil Statutes, the amendments contained herein are, for convenience, denominated Art. 46c, with an appropriate Section number following, and where, in this amendment, no reference is made to an existing Section number under Art. 46c as presently codified, the same is to remain in effect as presently codified); making other provisions relat-

ing to all of the foregoing; providing for severability, and declaring an emergency."

The bill was read the second time.

Senator Schwartz offered the following amendment to the bill:

Amend Committee Substitute for Senate Bill 76 by striking out Section 2 in its entirety and re-numbering the succeeding sections.

The amendment was adopted.

On motion of Senator Schwartz and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

#### Committee Substitute Senate Bill 76 on Third Reading

Senator Schwartz moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that C. S. S. B. No. 76 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

#### Yeas—29

Aikin	Calhoun
Baker	Creighton

Crump	Owen
Dies	Parkhouse
Fuller	Patman
Gonzalez	Ratliff
Hardeman	Reagan
Herring	Roberts
Hudson	Rogers
Kazen	Schwartz
Krueger	Secrest
Lane	Smith
Martin	Weinert
Moffett	Willis
Moore	

#### Absent—Excused

Colson	Hazlewood
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#### Senate Bill 127 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 127, A bill to be entitled "An Act to amend Section 9 of Article 8306, Revised Civil Statutes to increase the limit of funeral benefits which may be awarded by the Industrial Accident Board, and to declare an emergency."

The bill was read second time.

Senator Herring offered the following committee amendment to the bill:

Amend S. B. No. 127 by deleting the figure \$750.00 wherever it appears and substitute therefore the figure \$500.00.

The committee amendment was adopted.

On motion of Senator Herring and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

#### Senate Bill 127 on Third Reading

Senator Herring moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 127 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Creighton
Baker	Crump
Calhoun	Dies

Fuller	Parkhouse
Gonzalez	Patman
Hardeman	Ratliff
Herring	Reagan
Hudson	Roberts
Kazen	Rogers
Krueger	Schwartz
Lane	Secrest
Martin	Smith
Moffett	Weinert
Moore	Willis
Owen	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

**Senate Bill 81 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 81, A bill to be entitled "An Act amending Chapter 404, Acts of the 45th Legislature, Regular Session, 1937, (codified as Article 3271a, Vernon's Texas Civil Statutes) by adding a new section to be numbered 12a to provide for the certification of certain persons as an Engineer-in-Training; and declaring an emergency."

The bill was read second time and was passed to engrossment.

**Senate Bill 81 on Third Reading**

Senator Herring moved that Sen-

ate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 81 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

**Senate Bill 146 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 146, A bill to be entitled "An Act to amend Articles 2324, Revised Civil Statutes of Texas, 1925,



as amended; providing the powers and duties of Official Court Reporters and fixing fees to be paid Official Court Reporters; making other provisions relating thereto; prescribing penalties for overcharges; providing severability clause; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 146 on Third Reading

Senator Herring moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 146 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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#### Senate Bill 343 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 343, A bill to be entitled "An Act amending Section 2 of Chapter 363, Acts of the 50th Legislature, Regular Session, 1947, codified as Section 2 of Article 5798a-4, Vernon's Texas Civil Statutes, by increasing to twenty-five dollars (\$25) the per diem paid members attending regular and called meetings of the Veterans' affairs Commission and declaring an emergency."

The bill was read the second time.

Senator Kazen offered the following committee amendment to the bill:

Amend S. B. 343 by striking from Section 3 the last clause following the words "from and after," and by substituting therefor the following language:

"September 1, 1961, and it is so enacted."

The committee amendment was adopted.

On motion of Senator Kazen and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

#### Senate Bill 343 on Third Reading

Senator Kazen moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 343 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Hudson
Baker	Kazen
Calhoun	Krueger
Creighton	Lane
Crump	Martin
Dies	Moffett
Fuller	Moore
Gonzalez	Owen
Hardeman	Parkhouse
Herring	Patman

<b>Ratliff</b>	<b>Secrest</b>
<b>Reagan</b>	<b>Smith</b>
<b>Roberts</b>	<b>Weinert</b>
<b>Rogers</b>	<b>Willis</b>
<b>Schwartz</b>	

Absent—Excused

<b>Colson</b>	<b>Hazlewood</b>
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

<b>Aikin</b>	<b>Moffett</b>
<b>Baker</b>	<b>Moore</b>
<b>Calhoun</b>	<b>Owen</b>
<b>Creighton</b>	<b>Parkhouse</b>
<b>Crump</b>	<b>Patman</b>
<b>Dies</b>	<b>Ratliff</b>
<b>Fuller</b>	<b>Reagan</b>
<b>Gonzalez</b>	<b>Roberts</b>
<b>Hardeman</b>	<b>Rogers</b>
<b>Herring</b>	<b>Schwartz</b>
<b>Hudson</b>	<b>Secrest</b>
<b>Kazen</b>	<b>Smith</b>
<b>Krueger</b>	<b>Weinert</b>
<b>Lane</b>	<b>Willis</b>
<b>Martin</b>	

Absent—Excused

<b>Colson</b>	<b>Hazlewood</b>
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**Senate Bill 468 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 468, A bill to be entitled "An Act amending paragraph (c) of Article VII of the Sabine River Compact, Chapter 63, Acts of the Fifty-third Legislature, 1953, Regular Session, as amended by Senate Bill 139, Acts of the Fifty-seventh Legislature, 1961, Regular Session, to correct the date from June 30, 1968 to June 30, 1958; and declaring an emergency."

The bill was read second time and was passed to engrossment.

**Senate Bill 468 on Third Reading**

Senator Lane moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 468 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

<b>Aikin</b>	<b>Moffett</b>
<b>Baker</b>	<b>Moore</b>
<b>Calhoun</b>	<b>Owen</b>
<b>Creighton</b>	<b>Parkhouse</b>
<b>Crump</b>	<b>Patman</b>
<b>Dies</b>	<b>Ratliff</b>
<b>Fuller</b>	<b>Reagan</b>
<b>Gonzalez</b>	<b>Roberts</b>
<b>Hardeman</b>	<b>Rogers</b>
<b>Herring</b>	<b>Schwartz</b>
<b>Hudson</b>	<b>Secrest</b>
<b>Kazen</b>	<b>Smith</b>
<b>Krueger</b>	<b>Weinert</b>
<b>Lane</b>	<b>Willis</b>
<b>Martin</b>	

Absent—Excused

<b>Colson</b>	<b>Hazlewood</b>
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

<b>Aikin</b>	<b>Moffett</b>
<b>Baker</b>	<b>Moore</b>
<b>Calhoun</b>	<b>Owen</b>
<b>Creighton</b>	<b>Parkhouse</b>
<b>Crump</b>	<b>Patman</b>
<b>Dies</b>	<b>Ratliff</b>
<b>Fuller</b>	<b>Reagan</b>
<b>Gonzalez</b>	<b>Roberts</b>
<b>Hardeman</b>	<b>Rogers</b>
<b>Herring</b>	<b>Schwartz</b>
<b>Hudson</b>	<b>Secrest</b>
<b>Kazen</b>	<b>Smith</b>
<b>Krueger</b>	<b>Weinert</b>
<b>Lane</b>	<b>Willis</b>
<b>Martin</b>	

Absent—Excused

<b>Colson</b>	<b>Hazlewood</b>
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**Senate Bill 445 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 445, A bill to be entitled "An Act amending Section 2 of Senate Bill No. 36, Page 544, Acts, Regular Session, Forty-sixth Legislature, 1939, as amended by House Bill No. 611, being Chapter 562, Page 914, General and Special Laws of the State of Texas, Forty-seventh Legislature, Regular Session, 1941, and being codi-

fied in Vernon's Texas Civil Statutes as Section 2 of Article 695c, by amending Subsection (3) thereof; increasing the per diem of members of the State Board of Public Welfare; etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 445 on Third Reading

Senator Martin moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 445 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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#### Senate Bill 444 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 444, A bill to be entitled "An Act amending Section 1 of Chapter 37, Acts of the Forty-First Legislature, Second Called Session, 1929 (codified as Article 7537a, Vernon's Annotated Civil Statutes of Texas), to authorize the Board of Water Engineers of the State of Texas, to make studies and investigations of and reports on water-bearing formations and the sources, amount and quality of the underground water supply in Texas and on feasible methods to conserve, preserve, improve the quality of and supplement said supply; providing for exploration and investigation by coring or other mechanical or electrical means or by contracting therefor; providing severability; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 444 on Third Reading

Senator Martin moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 444 be placed on its third reading and final passage.

The motion prevailed by the following vote.

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the

bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

#### Senate Bill 463 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 463, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as El Paso County Water Control and Improvement District—Westway; etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 463 on Third Reading

Senator Ratliff moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 463 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Herring
Baker	Hudson
Calhoun	Kazen
Creighton	Krueger
Crump	Lane
Dies	Martin
Fuller	Moffett
Gonzalez	Moore
Hardeman	Owen

Parkhouse	Schwartz
Patman	Secrest
Ratliff	Smith
Reagan	Weinert
Roberts	Willis
Rogers	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

#### Senate Bill 460 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 460, A bill to be entitled "An Act regulating the taking of minnows in Goliad County; providing a penalty for violation of this Act; repealing conflicting laws; and declaring an emergency."

The bill was read second time and was passed to engrossment:

#### Senate Bill 460 on Third Reading

Senator Patman moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 460 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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## Senate Bill 390 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 390, A bill to be entitled "An Act amending Section 4 of Chapter 38, Acts of the 56th Legislature, Regular Session, 1959, as amended, to provide that nothing in the Act shall be construed so as to make the provisions of the Act inapplicable to litigations involving only questions of annexation rather than questions of incorporation; and declaring an emergency."

The bill was read the second time.

Senator Aikin offered the following amendment to the bill.

Amend the second paragraph of Section 4 of Senate Bill No. 390 by inserting the words "litigation of" in front of the words "questions of annexation" in both places where such words appear in the paragraph.

The amendment was adopted.

On motion of Senator Patman and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

## Senate Bill 390 on Third Reading

Senator Patman moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 390 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Dies
Baker	Fuller
Calhoun	Gonzalez
Creighton	Hardeman
Crump	Herring

Hudson	Ratliff
Kazen	Reagan
Krueger	Roberts
Lane	Rogers
Martin	Schwartz
Moffett	Secrest
Moore	Smith
Owen	Weinert
Parkhouse	Willis
Patman	

Absent—Excused

Colson Hazlewood

**Senate Bill 455 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 455, A bill to be entitled "An Act amending Chapter 197, Acts of the 55th Legislature, Regular Session, 1957, so as to add Keller Bay and Cox Bay to certain waters closed to netting; and declaring an emergency."

The bill was read second time.

Senator Patman offered the following amendment to the bill:

Amend Section 1 of Senate Bill No. 455 by inserting the phrase "Chapter 197," immediately following the comma after the phrase "Section 1" in the first sentence thereof and preceding the words "Acts of the 55th Legislature."

The amendment was adopted.

On motion of Senator Patman and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

**Senate Bill 455 on Third Reading**

Senator Patman moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 455 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Crump
Baker	Dies
Calhoun	Fuller
Creighton	Gonzalez

Hardeman	Patman
Herring	Ratliff
Hudson	Reagan
Kazen	Roberts
Krueger	Rogers
Lane	Schwartz
Martin	Secrest
Moffett	Smith
Moore	Weinert
Owen	Willis
Parkhouse	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

**Senate Bill 465 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 465, A bill to be entitled "An Act repealing Chapter 192, Acts of the 55th Legislature, 1957, which provides for the appointment of an assistant district attorney for the district attorneys of the 42nd and 104th Judicial Districts; and declaring an emergency."

The bill was read second time and was passed to engrossment.

**Senate Bill 465 on Third Reading**

Senator Ratliff moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that

S. B. No. 465 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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## Senate Bill 206 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 206, A bill to be entitled "An Act amending Subsection (2) of Article 9.02, Chapter 9, House Bill 11, 3rd Called Session of the 56th Legislature (further cited as Chapter 1 of Title 122A, Taxation—General), to clarify and unify the al-

locations made to distributors, wholesalers and retailers of motor fuel for evaporation and other handling losses and for the expense of collecting, accounting for, and reporting the tax levied upon the first sale, distribution, or use of motor fuel; containing a savings clause; repealing conflicting laws; and declaring an emergency."

The bill was read second time and was passed to engrossment.

## Senate Bill 206 on Third Reading

Senator Reagan moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 206 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Kazen
Baker	Krueger
Calhoun	Lane
Creighton	Martin
Crump	Moffett
Dies	Moore
Fuller	Owen
Gonzalez	Parkhouse
Hardeman	Patman
Herring	Ratliff
Hudson	Reagan

Roberts  
Rogers  
Schwartz  
Secrest

Smith  
Weinert  
Willis

Absent—Excused

Colson

Hazlewood

#### Senate Bill 424 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 424, A bill to be entitled "An Act amending Section 21 of Chapter 25, Acts of the 39th Legislature, Regular Session 1925, as amended by Section 5 of Chapter 280, Acts of the 41st Legislature, Regular Session, 1929 (codified as Article 7880-21, Vernon's Annotated Civil Statutes of Texas), by providing that all petitions for organization of a district must be accompanied by a deposit of Two Hundred and Fifty (\$250.00) Dollars for use of the State; that no part of such deposit shall be returned unless petitioners withdraw said petition prior to the hearing thereon; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 424 on Third Reading

Senator Rogers moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 424 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson

Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson

Hazlewood

#### Senate Bill 236 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 236, A bill to be entitled "An Act amending Section 1 of Chapter 427, Acts of the 54th Legislature, Regular Session, 1955, as last amended, which is codified as Section 1 of Article 3883i, Vernon's Texas Civil Statutes, so as to provide higher compensation for county officials of certain counties with low population and high assessed values for tax purposes; and declaring an emergency."

The bill was read the second time.

Senator Schwartz offered the following amendment to the bill:

Amend S. B. No. 236 by striking all of the language below the enacting clause and substitute in lieu thereof the following:

"Section 1. Section 1 of Chapter 427, Acts of the 54th Legislature, Regular Session, 1955, as last amended by Section 1 of Chapter 4, Acts of the 56th Legislature, First Called Session, 1959, which is codified as Section 1 of Article 3883i, Vernon's Civil Statutes, is amended by adding a new subsection to read as follows.

"Section 1 (a). In each county of the State of Texas having a population of less than eleven thousand



(11,000) inhabitants according to the last preceding Federal Census and having an assessed valuation of more than Forty Million Dollars (\$40,000,000) but less than Forty-two Million Dollars (\$42,000,000) according to the last preceding approved tax rolls where all county and district officials are compensated on a salary basis, the commissioners court shall fix the salaries of the officials named in this Act at a sum of not more than Ten Thousand Dollars (\$10,000) per annum; providing that no salary covered by this Act shall be set at a lower figure than that actually paid on the effective date of this Act."

"Sec. 2. The importance of this legislation and the crowded condition of the calendar in both houses, create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted."

The amendment was adopted.

On motion of Senator Schwartz and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

#### Senate Bill 236 on Third Reading

Senator Schwartz moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 236 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson Hazlewood

#### Senate Bill 286 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 286, A bill to be entitled "An Act amending Section 59 of the Texas Probate Code; clarifying the requirements for certification of self-proved wills; and declaring an emergency."

The bill was read second time.

Senator Schwartz offered the following amendment to the bill:

Amend S. B. 286 by adding a new section 2 as follows and renumbering the subsequent section:

Section 2. All wills self-proved prior to the passage of this Act which were executed in compliance with Section 59 of the Texas Probate Code are in all things relating to self-proving hereby ratified.

The amendment was adopted.

On motion of Senator Schwartz and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

**Senate Bill 286 on Third Reading**

Senator Schwartz moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 286 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson	Hazlewood
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**Senate Bill 454 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 454, A bill to be entitled "An Act to create the Cow Bayou Watershed Authority as a conservation and reclamation district in Falls and McLennan Counties under the provisions of Article XVI, Section 59 of the Constitution of Texas; etc.; and declaring an emergency."

The bill was read second time and was passed to engrossment.

**Senate Bill 454 on Third Reading**

Senator Secrest moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 454 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

**Yeas—29**

Aikin	Lane
Baker	Martin
Calhoun	Moffett
Creighton	Moore
Crump	Owen
Dies	Parkhouse
Fuller	Patman
Gonzalez	Ratliff
Hardeman	Reagan
Herring	Roberts
Hudson	Rogers
Kazen	Schwartz
Krueger	Secrest

Smith  
Weinert

Willis

Absent—Excused

Colson

Hazlewood

#### Senate Bill 467 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 467, A bill to be entitled "An Act amending Chapter 18, Acts of the 55th Legislature, First Called Session, 1957, pertaining to the Bell County Water Control and Improvement District No. 6; finding a benefit to all land and other property within the District; providing District was and is created to serve a public use and benefit; defining the boundaries of the District; finding a closure and related matters; etc.; and declaring an emergency."

The bill was read second time and passed to engrossment.

#### Senate Bill 467 on Third Reading

Senator Secrest moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 467 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson

Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson

Hazlewood

#### Message from the House

Hall of the House of Representatives

Austin, Texas,  
May 11, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. B. No. 251, A bill to be entitled "An Act providing that an 'Eligible District' as defined herein may by resolution determine to be governed by the provisions of Chapter 25 of the General Laws of the 39th Legislature, Regular Session 1925, as amended, in the assessment, equalization and collection of taxes and performance of certain duties by officials of the district as therein prescribed; providing for the appointment of a tax assessor and board of equalization upon the adoption of such resolution; prescribing the qualifications of such officers, prescribing a procedure for the abolition of such eligible districts and that upon dissolution all of the properties and assets of such district shall pass to the City abolishing the same; requiring such city to assume and become liable for the payment of bonds and other indebtedness of such district; authorizing the refunding of outstanding bonds of such district by, and in the name of the city which has assumed payment thereof; ratifying, proving and validating proceedings and actions heretofore taken in the creation and organization of such districts provided the validity thereof is not the subject of litigation upon the effective date of this Act; enact-

ing other provisions related to the subject, containing a severance clause and declaring an emergency."

(With Amendments.)

S. B. No. 293, A bill to be entitled "An Act authorizing certain cities to enter into contracts with districts established under Article XVI, Section 59 of the Constitution under which the district will supply to such city sewage transportation, treatment and disposal services which contracts may also provide for use by the district of sewage transportation, treatment and disposal facilities owned by such city; providing the revenues to be received by a district under such contract shall be used by the district for payment of principal of and interest on bonds issued by the district and for payment of expenses of the district and other purposes as provided in such contract; providing that payments to be made by a city under such contract shall be payable from the income of the city's waterworks system or sewer system or of both systems as may be prescribed in such contract, and such payments shall constitute an operating expense of the system whose revenues are thus to be applied; providing that, if authorized at an election the city may also levy a tax for the payment of its obligations under such contract; prescribing the duties of city with reference to rates to be charged by the city for water or sewer service or both when such contract is made; containing a severability clause; enacting other provisions relating to the subject; and declaring an emergency."

S. B. No. 317, A bill to be entitled "An Act to authorize certain counties to borrow money; and to authorize such counties to issue time warrants, or other obligations of such counties as evidence of such loans and to levy and pledge taxes in payment therefor; empowering the county commissioners with authority to approve the issuance of time warrants or obligations; providing for signature on such warrants or obligations by the county judge and county clerk; establishing the validity of such warrants and obligations; providing that if any part of this amendment shall be unconstitutional or invalid for any reason, the remainder shall, nevertheless, be in full force and effect; and declaring an emergency."

S. B. No. 294, A bill to be entitled

"An Act relating to Tarrant County Water Control and Improvement District No. 1; authorizing the district to purchase, construct, improve and repair works and facilities necessary for transportation, treatment and disposal of sewage and industrial waste and effluent, and to issue bonds for such purposes, and to make contracts with cities and others under which the district will transport, treat and dispose of sewage from such cities, and contracts for the use of city-owned sewage transportation, treatment and disposal facilities; providing for the security and payment of the bonds, and providing that Chapter 268, Acts of the Fifty-fifth Legislature shall be applicable to bonds issued under this Act; providing that the bonds and contracts may be approved by the Attorney General of Texas or validated by suit, or both; enacting other provisions related to the subject; and declaring an emergency."

(With Amendments.)

S. B. No. 304, A bill to be entitled "An Act authorizing and directing the execution and delivery of a right-of-way easement to certain lands in Lubbock County, Texas, by the Board of Directors of Texas Technological College acting by its chairman, to the City of Lubbock, a municipal corporation of Lubbock County, Texas, for the construction, reconstruction, operation, maintenance and repair of underground and surface electric line and emergency fire alarm signal units in, under and across the campus of Texas Technological College; and declaring an emergency."

S. B. No. 339, A bill to be entitled "An Act validating Matagorda County Water Control and Improvement District No. 6 and declaring it to be a validly existing and operating conservation and reclamation district under Section 59, Article XVI, Texas Constitution; validating the boundaries of such District; validating governmental proceedings and acts; finding and determining that the lands and other property within said District are, and will be, benefited by the District and its improvements and facilities to be constructed and acquired; declaring that the District is essential to the accomplishment of the purposes of Section 59, Article XVI, Texas Constitution, and declaring the District to be a governmental agency, a body politic, and a municipal cor-

poration; providing that the ad valorem basis or plan of taxation shall be used by the District and that it shall not be necessary to hold a hearing on the adoption of a plan of taxation; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency."

(With Amendment.)

S. B. No. 434, A bill to be entitled "An Act authorizing Midwestern University at Wichita Falls, Texas, and its Board of Regents to issue revenue bonds and notes pursuant to Chapter 368, Acts 1955, 54th Legislature, Regular Session, as amended (Vernon's Article 2909c as amended) and also authorizing the collection and pledge of revenues and use fees to the payment of bonds and notes at said institution; providing certain limitations; and declaring an emergency."

S. B. No. 255, A bill to be entitled "An Act relating to fixing speed limits for passenger vehicles on turnpikes operated by the Texas Turnpike Authority, amending Chapter 410, Acts of the 53rd Legislature, Regular Session, 1953, by adding thereto two new sections; and declaring an emergency."

(With Amendments.)

S. B. No. 418, A bill to be entitled "An Act amending Paragraph (3) of Section 1 of Article 3.50, Subchapter E of Senate Bill No. 236, Chapter 491, Acts of the Fifty-second Legislature, Regular Session, 1951, as amended by House Bill No. 364, Chapter 345, Acts of the Fifty-third Legislature, Regular Session, 1953, and as amended by House Bill No. 24, Chapter 18, Acts, First Called Session of the Fifty-third Legislature, 1954, and as amended by House Bill No. 482, Chapter 336, Acts of the Fifty-fifth Legislature, Regular Session, 1957, pertaining to group life insurance policies; and providing a severability clause; repealing all laws or parts of laws in conflict; and declaring an emergency."

(With amendments.)

S. B. No. 426, A bill to be entitled "An Act amending Article 4521, Revised Civil Statutes of Texas, 1925, so as to provide registration by endorsement of applicants who are registered professional nurses of other states; providing a fee; and declaring an emergency."

S. B. No. 378, A bill to be entitled "An Act creating a juvenile board in Victoria County; prescribing the membership and powers of the board and providing for the compensation of its members; authorizing the county commissioners to appoint a chief probation officer and such other personnel as may be necessary to the proper functioning of the probation department; providing for compensation of probation department personnel; providing that the commissioners court shall provide necessary funds for salaries and expenses necessary to the proper operation of the department; providing for severability; repealing conflicting laws; and declaring an emergency."

(With amendments.)

S. B. No. 429, A bill to be entitled "An Act amending Article 4479 of the Revised Civil Statutes of Texas, 1925, as amended, to allow the commissioners court of a county to compensate the board of managers of county hospitals by furnishing hospitalization insurance; and declaring an emergency."

S. B. No. 384, A bill to be entitled "An Act permitting the commissioners courts of all counties containing more than five hundred thousand (500,000) population according to the last preceding Federal census to employ special counsel, providing special duties for such special counsel and declaring an emergency."

(With amendments.)

S. B. No. 442, A bill to be entitled "An Act giving to the Game and Fish Commission regulatory authority over the taking and killing of antlerless deer in San Saba County; providing for investigations by said Commission relating to increase or reduction of supply, depletion and waste of deer resources in San Saba County, and defining 'depletion' and 'waste'; providing that the owner, or his agent, of land upon which antlerless deer are to be hunted shall agree before a permit for such hunting can be issued; providing for the issuance of permits for the taking of antlerless deer; providing for review, revocation, or modification of orders of the Commission by the Commission if facts warrant; providing that powers granted the Commission by this Act shall not limit other and general powers of the Commission provided by law; providing

venue of suits to test validity; establishing penalties for violations; and declaring an emergency."

S. B. No. 247, A bill to be entitled "An Act to fix and make certain the amount of compensation to be paid from county funds by counties having a population of 900,000 or more, according to the last preceding federal census and having eight (8) or more Civil District Courts, three (3) or more Criminal District Courts, two (2) or more Domestic Relations Courts, and one (1) or more Juvenile Courts, as compensation to Districts, Criminal Districts, Domestic Relations and Juvenile Judges in such counties; providing the time and method of payment, authorizing amendment of the budget; providing for the compensation of substitute judges; and declaring an emergency."

(With amendments.)

S. B. No. 257, A bill to be entitled "An Act amending Section 2a of Article 7057b, Vernon's Revised Civil Statutes of Texas, 1925, as amended, Acts of 1939, 46th Legislature, page 643, Section 2; repealing all laws in conflict herewith, and declaring an emergency."

S. B. No. 266, A bill to be entitled "An Act amending Section 112(b) of Article 6701d of the Revised Civil Statutes of Texas, relating to mounting height of reflectors on motor vehicles; and declaring an emergency."

S. B. No. 269, A bill to be entitled "An Act concerning the use of facsimile signatures and seals upon public securities and instruments of payment; repealing H. B. No. 725, Acts 1955, 54th Leg., Chapter 293; and declaring an emergency."

S. B. No. 271, A bill to be entitled "An Act to amend Chapter 491, Article 2.11, Acts of the 52nd Legislature, Regular Session, 1951, known as the Insurance Code of Texas, as amended, to extend the time within which insurance companies must hold an annual meeting for the election of directors; and declaring an emergency."

S. B. No. 289, A bill to be entitled "An Act to amend Senate Bill No. 97, Chapter 55, Acts of the Fifty-fourth Legislature, Regular Session, 1955, as amended by House Bill No. 110, Chapter 31, Acts of the Fifty-

fifth Legislature, Regular Session, 1957, so as to provide and make more certain that oil, gas, and mineral leases executed by personal representatives may provide for their extension beyond their primary terms by shut-in gas wells, and validating such provisions in leases heretofore executed by personal representatives pursuant to the provisions of the Texas Probate Code and still in force; to provide that oil, gas, and mineral leases executed by personal representatives pursuant to the Texas Probate Code may be amended so as to provide for their being continued in effect by shut-in gas wells, such amendments to be executed by the personal representatives with the approval of the Court and upon such terms and conditions as may be prescribed therein; to provide and make more certain that pooling or unitization agreements affecting royalty or mineral interests in oil, gas and other minerals, or any one or more of them, owned by the estate being administered, executed by personal representatives and authorized by the Court may, among other things, provide that any lease committed to a pool or unit shall be continued in force in its entirety by a shut-in gas well; containing a severability clause; and declaring an emergency."

(With amendments.)

S. B. No. 308, A bill to be entitled "An Act relating to investment of proceeds from the sale of bonds, and assessments, equalization and collection of taxes in the West Central Texas Municipal District, amending subsection (g) of Section 12 of Chapter 66, Acts of the 54th Legislature, Regular Session, 1955, and adding a new Section, Section 22, thereto; and declaring an emergency."

(With amendments.)

S. B. No. 315, A bill to be entitled "An Act providing for the utilization of the electronic data processing center provided for in Senate Bill No. 404, Acts of the Fifty-sixth Legislature, Regular Session, Chapter 324, Page 704 (codified in Vernon's as Article 4344b, Vernon's Civil Statutes), by agencies of the State; providing the powers and duties of the Comptroller of Public Accounts, and other agencies relating thereto; and declaring an emergency."

S. B. No. 332, A bill to be entitled

"An Act to amend Article 3.10 of the Insurance Code; to provide authority for and limitations upon reinsurance by 'domestic' insurance companies; and declaring an emergency."

S. B. No. 336, A bill to be entitled "An Act applying to Home Rule Cities which have adopted or attempted to adopt new Home Rule Charters; validating all proceedings had and actions taken in connection with the adoption of such new Charters; providing that the validation provisions of this Act shall not apply to pending litigation questioning the matters hereby validated if such litigation is ultimately determined against the validity of same; and declaring an emergency."

S. B. No. 344, A bill to be entitled "An Act amending Article 3913 of the Revised Civil Statutes of Texas, 1925, and repealing Article 3919 of the Revised Civil Statutes of Texas, 1925, relating to fees charged for services by State departments; and declaring an emergency."

S. B. No. 345, A bill to be entitled "An Act amending Article 9.03 of the Texas Non-Profit Corporation Act relating to fees charged by the Secretary of State; and declaring an emergency."

S. B. No. 346, A bill to be entitled "An Act amending Article 10.01 of the Texas Business Corporation Act relating to fees charged by the Secretary of State; and declaring an emergency."

S. B. No. 367, A bill to be entitled "An Act amending Article 3918 of the Revised Civil Statutes of Texas, 1925, as amended, relating to fees charged for services rendered by the General Land Office; and declaring an emergency."

S. C. R. No. 54, Resolved by the Senate of the State of Texas, with the House of Representatives concurring, that the Joint Rules be and they are hereby suspended in order that the Senate or the House of Representatives may take up S. B. 117 on any day.

S. B. No. 399, A bill to be entitled "An Act creating a Juvenile Board for Travis County and designated the members thereof; providing additional compensation for County and District Judges serving thereon; providing the manner of payment thereof, pro-

viding for the appointment and qualifications of the Chief Probation Officer and assistant probation officers and other assistants; providing for their salaries; the payment of their claims for expenses; providing for the removal of such Chief Probation Officer and assistant probation officers and other assistants; prescribing the duties of the Chief Probation Officer in the collection and disbursement of moneys paid for the support of dependents, wives and children; providing for the institutional care of juveniles; providing for such Chief Probation Officer and assistant probation officers to have the authority, powers and duties authorized and given under Art. 5142 of the Revised Civil Statutes of Texas, 1925, and any amendments thereto, and any law hereafter enacted which shall prescribe the authority, powers and duties of juvenile officers; providing this is cumulative of existing laws; repealing all laws in conflict to the extent of conflict only; providing that if any proportion of this Act is held unconstitutional, it shall not affect the remainder thereof; and declaring an emergency."

(With amendments.)

Respectfully submitted,

DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

#### Senate Bill 200 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 200, A bill to be entitled "An Act to amend Chapter 41, Acts of the Fortieth Legislature, First Called Session, which is codified as Rules 34a-55a of Article 4477, Vernon's Texas Civil Statutes and as Article 781a, Vernon's Texas Penal Code, by adding thereto new Sections to be known as Rules 56a and 57a, Article 4477, Vernon's Texas Civil Statutes, providing for the filing of a statistical report of each marriage, divorce, and annulment of marriage in this State with the State Registrar of Vital Statistics; providing fees for the county clerks and district clerks for filing such reports; providing the time this Act shall take effect; and providing this Act shall not affect any other law now in effect with respect to marriages, divorces, and annulments of marriage; and declaring an emergency."

The bill was read second time and was passed to engrossment.

### Senate Bill 200 on Third Reading

Senator Secrest moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 200 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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### Senate Bill 461 on Second Reading

The Presiding Officer laid before

the Senate on its second reading and passage to engrossment:

S. B. No. 461, A bill to be entitled "An Act relating to recordation of subdivision plats in certain counties; amending Section 1 of Chapter 436, Acts of the 55th Legislature, Regular Session, 1957; and declaring an emergency."

The bill was read second time and was passed to engrossment.

### Senate Bill 461 on Third Reading

Senator Secrest moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 461 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

#### Yeas—29

Aikin	Lane
Baker	Martin
Calhoun	Moffett
Creighton	Moore
Crump	Owen
Dies	Parkhouse
Fuller	Patman
Gonzalez	Ratliff
Hardeman	Reagan
Herring	Roberts
Hudson	Rogers
Kazen	Schwartz
Krueger	Secrest



Smith  
Weinert

Willis

Absent—Excused

Colson

Hazlewood

#### Senate Bill 277 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 277, A bill to be entitled "An Act amending Article 22 of the Election Code of the State of Texas (compiled as Article 3.08, Vernon's Texas Election Code), relating to the pay of judges and clerks for their services in general, special and primary elections; and declaring an emergency."

The bill was read second time.

Senator Willis offered the following amendment to the bill:

Amend Senate Bill 277 by deleting lines 27 through 31, inclusive, of the printed bill and inserting in lieu thereof the following:

"Twelve Dollars and Fifty Cents (\$12.50) a day for each judge or clerk, nor exceed One Dollar and Twenty-five Cents (\$1.25) per hour each for any time in excess of a day's work as herein defined. The judge who delivers the returns of election immediately after the votes have been counted may be paid Four Dollars (\$4.00) for that service; provided,"

The amendment was adopted.

On motion of Senator Willis and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

#### Senate Bill 277 on Third Reading

Senator Willis moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 277 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Crump
Baker	Dies
Calhoun	Fuller
Creighton	Gonzalez

Hardeman  
Herring  
Hudson  
Kazen  
Krueger  
Lane  
Martin  
Moffett  
Moore  
Owen  
Parkhouse

Patman  
Ratliff  
Reagan  
Roberts  
Rogers  
Schwartz  
Secrest  
Smith  
Weinert  
Willis

Absent—Excused

Colson

Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson

Hazlewood

#### Senate Concurrent Resolution 55 on Second Reading

The Presiding Officer laid before the Senate on its second reading the following resolution:

S. C. R. No. 55, Granting Industrial Gas Supply Corporation permission to sue the State of Texas.

The resolution was read and was adopted.

#### Senate Concurrent Resolution 58 on Second Reading

The Presiding Officer laid before following resolution:

S. C. R. No. 58, Granting easement to City of Austin for electric transmission and distributing line.

The resolution was read and was adopted.

#### Senate Concurrent Resolution 47 on Second Reading

The Presiding Officer laid before the the Senate on its second reading the following resolution:

S. C. R. 47, Granting Condon-Cunningham, Inc., permission to sue the State of Texas.

The resolution was read and was adopted.

#### Bill and Resolution Signed

The Presiding Officer announced the signing of by the President in the presence of the Senate after the caption had been read, the following enrolled bill and resolution:

H. B. No. 302, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Section 59, Article XVI, Constitution of Texas, to be known as 'Brookshire-Katy Drainage District'; prescribing its rights, powers, privileges, and duties; providing a tax limit; providing the District shall bear the sole expense of the relocation of certain facilities under the provisions of this Act; providing for its governing body; providing for dividing said District for election of Supervisors; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency."

S. J. R. No. 19, Proposing an amendment to Article IX of the Constitution of the State of Texas to add a new section to be known as Section 1-A which permits the Legislature to delegate certain zoning powers to the governing body of any county bordering on the Gulf of Mexico or the Tidewater limits thereof.

#### At Ease

On motion of Senator Martin and by unanimous consent the Senate at 11:10 o'clock a.m. agreed to stand At Ease for ten minutes.

#### In Legislative Session

The Presiding Officer (Senator Owen in the Chair.) called the Senate to order as In Legislative Session at 11:20 o'clock a.m. today.

#### Senate Bill 289 with House Amendments

Senator Weinert called S. B. No. 289 from the President's table for consideration of the House amendments to the bill.

The Presiding Officer laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Weinert moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson Hazlewood

#### Senate Bill 308 with House Amendments

Senator Ratliff called S. B. No. 308 from the President's table for consideration of the House amendments to the bill.

The Presiding Officer laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Ratliff moved that the Senate concur in the House amendments.

The motion prevailed.

#### Report of Standing Committee

Senator Rogers by unanimous consent submitted the following report:

Austin, Texas,  
May 11, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Edu-

cation, to whom was referred H. B. No. 9, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

ROGERS, Chairman.

#### House Bill 638 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 638, A bill to be entitled "An Act to amend Section (2) Brokers and Factors, of Article 19.01 of Title 122A, Taxation—General, of the Revised Civil Statutes of Texas, enacted by Chapter 1, Acts 1959, 56th Legislature, 3rd Called Session, by deleting therefrom real estate as an object or subject matter with reference to which said Article 19.01 levies an occupation tax; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 638 on Third Reading

Senator Aikin moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 638 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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#### House Bill 1051 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1051, A bill to be entitled "An Act amending Section 102 of Article 199, Revised Civil Statutes of Texas, 1925, as amended, to provide the 102nd District Court may hear nonjury criminal cases at Texarkana, Texas; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 1051 on Third Reading

Senator Aikin moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1051 be placed on its third reading and final passage.

The motion prevailed by the following vote.

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson Hazlewood

## House Bill 1052 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1052, A bill to be entitled "An Act amending Section 5 of Article 199, Revised Civil Statutes of Texas, 1925, as amended, to provide the Fifth District Court may hear nonjury criminal cases at Texarkana, Texas; and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 1052 on Third Reading

Senator Aikin moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1052 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—29

Aikin	Gonzalez
Baker	Hardeman
Calhoun	Herring
Creighton	Hudson
Crump	Kazen
Dies	Krueger
Fuller	Lane

Martin	Roberts
Moffett	Rogers
Moore	Schwartz
Owen	Secrest
Parkhouse	Smith
Patman	Weinert
Ratliff	Willis
Reagan	

## Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson Hazlewood

Committee Substitute  
House Bill 214 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

C. S. H. B. No. 214, A bill to be entitled "An Act abolishing the office of County Superintendent and the County Board of School Trustee in all counties in this State having a population of more than one million two hundred thousand (1,200,000) according to the last preceding Federal Census; providing that the present County Superintendent and County Board of School Trustees of such counties serve until July 31, 1961, inclusive; providing that the rights, powers, duties and prerequisites of said County Superintendent and said County Board of School Trustees shall thenceforth, beginning August 1, 1961, reside in and be performed by the County Judge and Commissioners Court of said counties respectively;

providing for compensation of said County Judge; repealing all laws and parts of laws that conflict herewith; and declaring an emergency."

The bill was read the second time and was passed to third reading.

**Committee Substitute  
House Bill 214 on Third Reading**

Senator Baker moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that C. S. H. B. No. 214 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson	Hazlewood
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**House Bill 247 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 247, A bill to be entitled "An Act amending Section 1, Chapter 269, Acts of the 51st Legislature, Regular Session, 1949, so as to empower all incorporated cities having a population in excess of Three Hundred and Eighty Thousand (380,000), according to the last preceding or any future United States Census, to provide for the establishment of corporation courts of a number not to exceed one (1) for each Fifty Thousand (50,000) inhabitants; and declaring an emergency."

The bill was read second time and passed to third reading.

**House Bill 247 on Third Reading**

Senator Baker moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 247 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

**Yeas—29**

Aikin	Creighton
Baker	Crump
Calhoun	Dies

Fuller	Parkhouse
Gonzalez	Patman
Hardeman	Ratliff
Herring	Reagan
Hudson	Roberts
Kazen	Rogers
Krueger	Schwartz
Lane	Secrest
Martin	Smith
Moffett	Weinert
Moore	Willis
Owen	

Absent—Excused

Colson                      Hazlewood

**House Bill 91 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 91, Amending Article 342-205 of the Texas Banking Code of 1943, same being Acts of the Forty-eighth Legislature, Chapter 97, page 127, et seq., as amended, by creating a Savings and Loan Department; authorizing the appointment of a Savings and Loan Commissioner, a Deputy Savings and Loan Commissioner, and Savings and Loan Commissioners, and Savings and Loan Examiners, prescribing their qualifications and duties; fixing the conditions under which the rule-making power of the Building and Loan Section of the Finance Commission shall be exercised; abolishing the office of Building and Loan Supervisor; relieving the Banking Commissioner of certain duties; and declaring an emergency.

The bill was read the second time.

Senator Baker offered the following Committee Amendment to the bill:

Amend H. B. No. 91 by striking out all of subsection (d) thereof and substituting in lieu thereof the following:

“(d) Upon the appointment and qualification of a Savings and Loan Commissioner under this Act such Savings and Loan Commissioner shall in person or by and through the Deputy Savings and Loan Commissioner, Savings and Loan Examiners, or other officers of the Savings and Loan Department, supervise and regulate, in accordance with the rules and regulations promulgated by the Savings and Loan Commissioner together with the Building and Loan Section of the Finance Commission, all savings

and loan associations doing business in this State (except Federal Savings and Loan Associations organized and existing under Federal Law), and he shall have and perform all of the duties and shall exercise all of the powers theretofore imposed upon the Banking Commissioner and upon the Building and Loan Supervisor under and by virtue of the laws of this State with reference to savings and loan associations, and the Banking Commissioner shall be relieved of all responsibility and authority relating to the granting of charters and the regulations and supervision of such associations.”

The committee amendment was adopted.

On motion of Senator Baker and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

**House Bill 91 on Third Reading**

Senator Baker moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 91 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson                      Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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## House Bill 384 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 384, A bill to be entitled "An Act validating all proceedings in connection with city tax bonds heretofore favorably voted for the purpose of constructing, improving and extending the waterworks and sewage system of such city including the acquisition of property necessary therefor; authorizing the issuance and delivery of such bonds; enacting other provisions relating to the subject; and declaring an emergency."

The bill was read second time and passed to third reading.

## House Bill 384 on Third Reading

Senator Baker moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 384 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—28

Aikin	Krueger
Baker	Lane
Calhoun	Martin
Creighton	Moffett
Crump	Moore
Dies	Owen
Fuller	Parkhouse
Gonzalez	Patman
Herring	Ratliff
Hudson	Reagan
Kazen	Roberts

Rogers	Smith
Schwartz	Weinert
Secrest	Willis

## Nays—1

Hardeman
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## Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—28

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Herring	Rogers
Hudson	Schwartz
Kazen	Secrest
Krueger	Smith
Lane	Weinert
Martin	Willis

## Nays—1

Hardeman
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## Absent—Excused

Colson	Hazlewood
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## House Bill 566 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 566, A bill to be entitled "An Act to create a second County Civil Court at Law for Harris County, Texas, to be known as 'County Civil Court at Law Section B'; setting out the jurisdiction of said Court the terms, practice, providing for the appointment of a Judge, elections and appointment to fill vacancies; etc.; and declaring an emergency."

The bill was read second time.

Senator Baker offered the following amendment to the bill:

Amend House Bill 566 by striking out all below the enacting clause and substituting in lieu thereof the following:

Section 1 (a) There is hereby created a court to be held in Harris County, Texas, to be called the "County Civil Court at Law No. 2 of Harris County, Texas," and the seal of said Court shall be the same as provided by law for county courts except the seal shall contain the words "County Civil Court at Law No. 2."

(b) The County Civil Court at Law No. 2 of Harris County, Texas, shall have, and it is hereby granted the same jurisdiction over civil matters, proceedings and cases, that is now or may be vested in the County Civil Court at Law No. 1, and shall have jurisdiction in civil actions, and the judge thereof to exercise equal administrative and ministerial jurisdiction in matters of the filing and disposition of proceedings in eminent domain, concurrently and coextensively with the judge presiding in County Civil Court at Law No. 1, under the Constitution and laws of Texas, and this Court shall have appellate jurisdiction likewise in appeals of civil cases from the justice courts within Harris County, and the Judges of said Court shall have the same powers, rights and privileges as to civil matters as are or may be vested in the judges of county courts having civil jurisdiction, provided that the said Court shall have no jurisdiction over any of those matters which is now vested exclusively in the County Court of Harris County, or in the Judge thereof.

(c) The County Civil Court at Law No. 2 of Harris County shall have jurisdiction in all civil matters and causes, original and appellate, except probate matters, over which, by the Constitution and general laws of the State of Texas, the County Court of said County would have formerly had jurisdiction, and shall have equal and like jurisdiction over civil cases, and civil proceedings in the same manner as jurisdiction has been heretofore exercised in civil cases and civil proceedings and in eminent domain by the County Civil Court at Law No. 1.

That County Civil Courts at Law (No. 1 and No. 2) shall have special jurisdiction in matters of eminent domain and the judges thereof shall have sole administrative and ministerial jurisdiction to file and dispose of proceedings in eminent domain concurrently and coextensively when filed in either of said Civil Courts or with the

respective Judges thereof.

(d) The terms of the County Civil Court at Law No. 2 of Harris County, and the practice therein and appeals and writs of error therefrom shall be as prescribed by laws relating to county courts. The terms of the Harris County Civil Court at Law No. 2 for civil cases shall be held as now established for the terms of the County Civil Court at Law No. 1 of Harris County until the same be changed in accordance with the law.

Said Court shall hold six (6) terms a year, beginning respectively on the first Monday in January, in March, in May, in July, in September, and in November of each year, and each term shall continue until the business is disposed of.

(e) The Judge of the said Harris County Civil Court at Law No. 2, shall be elected at the General Election by the qualified voters of Harris County for a term of four (4) years and shall hold his office until his successor shall have been elected and qualified. He shall have been a duly licensed and practicing member of the Bar of this State for not less than five (5) years; and he shall be compensated as provided by law, and shall be paid out of the county treasury by the commissioners court in equal monthly installments; and when this Act becomes effective the Commissioners Court of Harris County shall appoint a Judge to the County Civil Court at Law No. 2 of Harris County who shall have the qualifications herein prescribed, and shall serve until the next General Election, and until his successor shall be duly elected and qualified. Any vacancy thereafter occurring in the office of Judge of said Harris County Civil Court at Law No. 2, shall be filled by the Commissioners Court of Harris County, the appointee thereof to hold office until the next succeeding General Election and until his successor shall be duly elected and qualified.

(f) The Judge of the Harris County Civil Court at Law No. 2 shall execute a bond and take the oath of office as required by the law relating to county judges.

(g) A special Judge of the Harris County Civil Court at Law No. 2 may be appointed or elected as provided by law relating to county courts and to the judges thereof.

(h) The County Clerk of Harris County shall be the Clerk of the Har-



ris County Civil Court at Law No. 2. The Sheriff of Harris County shall, in person or by deputy, attend the said Court when required by the Judge thereof.

Said County Clerk shall keep separate dockets for each of said Civil Courts, No. 1 and No. 2, and shall tax the official court reporter's fee as costs in civil actions filed in each of said Courts in like manner as said fee is taxed in civil cases in the district courts.

The County Clerk shall after the effective date of this Act, file all civil cases and civil proceedings exclusively in the County Civil Courts at Law No. 1 and No. 2 and shall file said civil cases alternately in each of said Courts as presented for filing.

(i) In case of disqualification, an over-crowded docket, sickness or absence from the county, of any of the Judges of the County Civil Courts at Law No. 1 or No. 2, of County Criminal Courts at Law Numbers 1, 2 or 3, any other Judge of said Courts may exchange benches with any other County Court at Law Judge of Harris County, Texas, and when so exchanging benches with any other of the said County Court at Law Judges of Harris County, the Judge of County Civil Court at Law No. 2 of Harris County, Texas, shall have all power and jurisdiction of the County Civil or County Criminal Courts at Law, and of the judge thereof, while so exchanging benches; and in like manner the Judges of said County Civil or Criminal Courts at Law of Harris County, Texas, shall have all the power and jurisdiction of any other of said Civil or Criminal County Courts at Law and of the Judges thereof while so exchanging benches, and may sign orders, judgments and decrees, or other process as "Judge Presiding" when acting for such disqualified or absent judge upon request or in an emergency, or for good cause shown.

That the salary of the Judge of said County Civil Court at Law No. 2 and the salaries of all County and Civil and Criminal Court Judges mentioned herein, to wit: County Civil Court at Law No. 1; County Criminal Court at Law Number 1; County Criminal Court at Law Number 2 and County Criminal Court at Law Number 3 shall be not less than Thirteen Thousand Two Hundred Dollars (\$13,200) or more than Fifteen Thousand Six Hundred Dollars (\$15,600),

per annum, payable in twelve (12) equal monthly installments out of the General Fund of Harris County, Texas.

(j) That the Judge of the County Civil Court at Law No. 2 of Harris County, Texas, may appoint and discharge an Official Court Reporter in the same manner as such a reporter is appointed or discharged by the district courts, and who shall receive the same salary as the reporters of the District Courts of Harris County, Texas, the same to be paid by the County Treasurer out of the General Fund of the County, and in addition to said salary the compensation for transcript fees as provided by law.

Sec. 2. Article 1970-77, Revised Civil Statutes of Texas, 1925, is amended to read as follows:

"Art. 1970-77. The County Court at Law of Harris County, Texas, shall hereafter be known as 'County Civil Court at Law No. 1,' and the seal of said Court shall hereafter be the same as that provided by law for county courts, except that the seal shall contain the words: 'County Civil Court at Law No. 1, Harris County, Texas.'

That wherever the name 'County Court for Civil Cases' or 'County Court at Law of Harris County, Texas,' appears in any portion of this Act creating said Court it shall hereafter be understood to mean 'County Civil Court at Law No. 1.'

Sec. 3. Article 1970-95, Revised Civil Statutes of Texas, 1925, is amended to read as follows:

"Art. 1970-95. There is hereby created a Court to be held in Harris County, Texas, to be called the 'County Criminal Court at Law No. 1.'

That hereafter wherever the name of 'County Court at Law No. 2' appears in this Act creating said Court it shall be read and understood as referring to County Criminal Court at Law No. 1 of Harris County, Texas."

Sec. 4. Section 1 of Chapter 108, Acts of the 52nd Legislature, Regular Session, 1951, codified as Section 1 of Article 1970-110b, Vernon's Texas Civil Statutes, is amended to read as follows:

"Section 1. There is hereby created a Court to be held in Harris County, Texas, to be called the 'County Criminal Court at Law No. 2.'

That hereafter wherever the name of County Court at Law No. 3 ap-

appears in this Act creating said Court it shall be read and understood as meaning and referring to 'County Criminal Court No. 2 of Harris County, Texas.'"

Sec. 5. Section 1 of Chapter 453, Acts of the 55th Legislature, Regular Session, 1957, codified as Section 1 of Article 1970-110c, Vernon's Texas Civil Statutes, is amended to read as follows:

"Section 1. There is hereby created a Court to be held in Harris County, Texas, to be called the 'County Criminal Court at Law No. 3.'"

That wherever the name County Court at Law No. 4 appears in this Act creating said Court it shall from and after the passage of this Act be read and understood as designating and referring to the County Criminal Court at Law No. 3."

Sec. 6. Section 2A of Chapter 453, Acts of the 55th Legislature, Regular Session, 1957, which is codified as Section 2A, Article 1970-110C, Vernon's Texas Civil Statutes, is repealed.

Sec. 7. Section 2 of Chapter 108, Acts of the 52nd Legislature, Regular Session, 1951, codified as Section 2 of Article 1970-110b, Vernon's Texas Civil Statutes, is amended to read as follows:

"Sec. 2. The County Criminal Court at Law No. 2 of Harris County, Texas, shall have and it is hereby granted the same jurisdiction over criminal matters that is now or may be vested in county courts having jurisdiction in criminal actions and proceedings under the Constitution and laws of Texas, and shall have appellate jurisdiction in all appeals in criminal cases from justice courts and corporation courts within Harris County, Texas, and the judges of said court shall have the same powers, rights and privileges as to criminal matters as are or may be vested in the judges of county courts having criminal jurisdiction, provided that said court shall have no jurisdiction over any of those matters which is now vested exclusively in the County Civil Court at Law No. 1 or in the judge thereof."

Sec. 8. Article 1970-96, Revised Civil Statutes of Texas, 1925, as last amended by Section 1 of Chapter 3, Acts of the 43rd Legislature, Third Called Session, 1934, is amended to read as follows:

"Art. 1970-96. Said County Crim-

inal Court at Law No. 1 of Harris County, Texas, shall have, and it is hereby granted the same jurisdiction over criminal matters that is now or may be vested in county courts having jurisdiction in criminal actions and proceedings under the Constitution and laws of Texas, and shall have appellate jurisdiction in all appeals in criminal cases from Justice Courts and Corporation Courts within Harris County, and the Judges of said Court shall have the same powers, rights, and privileges as to criminal matters as are or may be vested in the Judges of County Courts having criminal jurisdiction; provided that said Court shall have no jurisdiction over any of those matters which is now vested exclusively in the County Court of Harris County, or in the Judge thereof."

Sec. 9. The County Clerk of Harris County, Texas, upon the effective date of this Act is directed to transfer all of the civil cases now pending on the dockets of the County Criminal Courts at Law Nos. 1, 2, and 3 to the Dockets of County Civil Courts at Law Nos. 1 and 2, such cases to be filed alternatively in County Civil Courts at Law Nos. 1 and 2.

Sec. 10. If any part of this Act is held unconstitutional by a court of competent jurisdiction such holding of unconstitutionality shall not affect the validity of the remaining portions of this Act.

Sec. 11. All laws or parts of laws in conflict with this Act are hereby repealed to the extent of such conflict only.

Sec. 12. The importance of this legislation and the crowded condition of the calendar in both houses, create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

The amendment was adopted.

Senator Baker offered the following amendment to the bill:

Amend House Bill 566 by striking out all above the enacting clause and substituting in lieu thereof the following:

An Act to create a second County Civil Court at Law for Harris Coun-

ty, Texas, to be known as "County Civil Court at Law No. 2"; setting out the jurisdiction of said Court, the terms, practice, providing for the appointment of a Judge, elections and appointment to fill vacancies; the bond and oath of said Judge, providing for the appointment or election of a special Judge, for the Clerk of said Court, the seal of said Court, for the filing of civil cases therein, providing for the exchange of judges among County Courts at Law both civil and criminal, setting the salary of the County Civil Court at Law No. 2; amending Article 1970-77, Revised Civil Statutes of Texas, 1925, so as to change the name to "County Civil Court at Law No. 2"; amending Article 1970-95, Revised Civil Statutes of Texas, 1925, so as to change the name to "County Criminal Court at Law No. 2"; amending Section 1 of Chapter 108, Acts of the 52nd Legislature, Regular Session, 1951, codified as Section 1 of Article 1970-110b, Vernon's Texas Civil Statutes, so as to change the name to "County Criminal Court at Law No. 2"; amending Section 1 of Chapter 453, Acts of the 55th Legislature, Regular Session, 1957, codified as Section 1 of Article 1970-110c, Vernon's Texas Civil Statutes, so as to change the name to "County Criminal Court at Law No. 3"; repealing Section 2A of Chapter 453, Acts of the 55th Legislature, Regular Session, 1957, which is codified as Section 2A, Article 1970-110c, Vernon's Texas Civil Statutes; amending Article 1970-96, Revised Civil Statutes and Section 2 of Chapter 108, Acts of the 52nd Legislature, Regular Session, 1951, codified as Section 2 of Article 1970-110b, Vernon's Texas Civil Statutes, by removing jurisdiction of civil actions; and declaring an emergency.

The amendment was adopted.

The bill as amended was passed to third reading.

#### House Bill 566 on Third Reading

Senator Baker moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 566 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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#### House Bill 461 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 461, A bill to be entitled "An Act providing for the compensation of the official shorthand reporter of the 115th Judicial District of Texas; providing the manner of payment; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 461 on Third Reading**

Senator Calhoun moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 461 be placed in its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson	Hazlewood
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**House Bill 482 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 482, A bill to be entitled "An Act validating the incorporation of all cities and towns of five thousand (5,000) inhabitants or less, heretofore incorporated or attempted to be incorporated under the general laws of Texas; validating the boundary lines thereof; validating governmental proceedings; providing that this Act shall not apply to any city or town now involved in litigation questioning the legality of the incorporation or annexation; and declaring an emergency."

The bill was read second time.

Senator Schwartz offered the following amendment to the bill:

Amend H. B. 482 by striking the words and numbers "five thousand (5,000)" wherever they appear in the bill and substituting in lieu thereof the words and numbers "five thousand, three hundred (5,300)."

The amendment was adopted.

On motion of Senator Schwartz and by unanimous consent the caption was amended to conform to body of the bill as amended.

The bill as amended was passed to third reading.

**House Bill 482 on Third Reading**

Senator Calhoun moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 482 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—28**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Herring	Rogers
Hudson	Schwartz
Kazen	Secrest
Krueger	Smith
Lane	Weinert
Martin	Willis

**Nays—1**

Hardeman

## Absent—Excused

Colson

Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—28

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Herring	Rogers
Hudson	Schwartz
Kazen	Secrest
Krueger	Smith
Lane	Weinert
Martin	Willis

## Nays—1

Hardeman

## Absent—Excused

Colson

Hazlewood

## Message from the House

Hall of the House of Representatives  
Austin, Texas,  
May 11, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 600, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Section 59, Article XVI, Constitution of Texas, to be known as 'Angleton Municipal Utility District'; prescribing its rights, powers, privileges, and duties; providing the district shall bear the sole expense of the relocation of certain facilities under the provisions of this Act; providing for its governing body; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency."

H. B. No. 671, A bill to be entitled "An Act confirming and validating sale of certain submerged and unsubmerged land in the 'Cayo Del Oso' to the City of Corpus Christi; retain-

ing title to minerals in the State of Texas and prescribing terms for their development; providing for settlement of boundary conflicts with claimants of adjacent land; providing for improvement of such land by the City of Corpus Christi or its assigns by January 1, 1971, with reverter to the State of portions thereof not so improved, except portions devoted to channels, canals and waterways, prescribing certain terms and conditions for conveyance of all or any part of such lands by the City of Corpus Christi; repealing conflicting laws; providing a saving clause; and declaring an emergency."

H. B. No. 736, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Section 59, Article XVI, Constitution of Texas, to be known as 'Glenwood Bayou Municipal Utility District'; prescribing its rights, powers, privileges, and duties; providing the District shall bear the sole expense of the relocation of certain facilities under the provisions of this Act; providing for its governing body; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency."

H. B. No. 972, A bill to be entitled "An Act authorizing Nueces County Drainage and Conservation District Number 2 to conduct its affairs in certain respects under and pursuant to the provisions of Article XVI, Section 59 of the Constitution of the State of Texas, relating to term of office, eligibility and compensation of the Commissioners of such District; and declaring an emergency."

H. B. No. 1023, A bill to be entitled "An Act to be cited as the 'Wichita County Hospital District Law'; providing for an election on the question of creating a county-wide hospital district in Wichita County pursuant to authority granted by Article IX, Section 5, of the Constitution of the State of Texas; providing for the management of the district; providing for assumption of city and county assets and indebtedness; providing for issuance of bonds and for the levy of a tax not to exceed Seventy-five Cents (75¢) on each One Hundred Dollars (\$100) valuation; setting out the powers and duties of the Board of Directors of the District; providing that the district shall have the power of

eminent domain; providing that the facilities of the district may be inspected by authorized representatives of the Texas State Department of Health or the Texas Department of Public Welfare; providing that the county attorney of Wichita County shall represent the district; limiting the taxing powers of the City of Wichita Falls and Wichita County after creation of the district; prescribing financial responsibility of patients and their relatives for care and treatment in hospital district facilities; authorizing the district to accept donations, gifts and endowments; providing a severability clause; and declaring an emergency."

H. B. No. 1035, A bill to be entitled "An Act amending Chapter 7, Acts of the 47th Legislature of Texas, Regular Session, 1941, relating to certain cities bordering upon the Gulf of Mexico; validating bonds heretofore issued and proceedings and actions of such cities and their governing bodies in connection with such bonds, and validating conveyances or grants of properties and rights in properties, real or personal, to any such city, in connection with or relating to any park improvement or pier acquired or constructed, under the provisions of said Chapter 7; providing a severability clause; and declaring an emergency."

H. B. No. 1064, A bill to be entitled "An Act fixing the salaries to be paid certain officials in certain counties; repealing all laws in conflict therewith; and declaring an emergency."

H. B. No. 1073, A bill to be entitled "An Act providing for the sale of certain surveyed unsold school land to the City of Dodson, in the County of Collingsworth, upon payment of a fair market value, along with the usual and customary fees; reserving all oil, gas, and other minerals to the Permanent Free School Fund; and declaring an emergency."

H. B. No. 1081, A bill to be entitled "An Act regulating the hunting, taking, or killing of wild turkey gobblers in Austin County; providing penalties; and declaring an emergency."

H. B. No. 1089, A bill to be entitled "An Act providing an open season for

hunting, taking, or killing quail in Jim Hogg County; fixing a penalty; and declaring an emergency."

H. B. No. 1101, A bill to be entitled "An Act creating and establishing a conservation and reclamation district under Article 16, Section 59, Constitution of Texas, known as El Paso County Water Control and Improvement District-Westway; declaring District a governmental agency, body politic and corporate; defining the boundaries; finding the field notes and boundaries form a closure, and related matters; finding a benefit to all land and other property within the District; finding the District is created to serve a public use and benefit; defining powers of District; conferring on District the rights, powers, privileges, authority and duties of the general laws of Texas applicable to water control and improvement districts created under Article 16, Section 59, Constitution of Texas, where not in conflict with this Act and adopting same by reference; providing for no election for confirmation and no hearing for exclusions and no hearing on plan of taxation and adopting ad valorem plan of taxation for the District; authorizing District certain rights, powers and authority for and in connection with its systems, facilities and other things necessary to the fulfillment of its purposes whether within or without the boundaries of the District, and related matters; providing for governing body of District providing for qualifications and bonds of directors; naming first board of directors; providing for terms and election of directors and provisions for failing to call director elections and related matters; providing directors to fill vacancies; providing for organization of board of directors; providing for employment of engineers, attorneys, and other employees; providing for sale and price of bonds and refunding bonds; providing for exchange of bonds or refunding bonds for property acquired or in payment of contract price for work done or materials or services furnished and providing for price of bonds or refunding bonds in such exchange; providing for bonds and refunding bonds to be approved by Attorney General of Texas and registered by the Comptroller of Public Accounts and providing for negotiability, legality, validity, obligation, incontestability of the bonds

and refunding bonds; making bonds and refunding bonds eligible investments; making inapplicable certain provisions of Article 7880-77b, Vernon's Texas Civil Statutes, as amended, to the District; exempting property and bonds of District from taxation and related matters; providing District shall bear expense of relocating, raising or rerouting of any highway, railroad, or utility lines or pipelines made necessary by its exercise of the power of eminent domain; enacting other provisions related to the aforementioned subjects; providing for a severability clause; and declaring an emergency."

H. B. No. 1083, Granting to the Game and Fish Commission regulatory authority over the wildlife resources of Kendall County subject to certain procedures and limitations; defining "wildlife resources," "depletion," "waste," and "state emergency" in relation to such wildlife resources; regulating issuance of antlerless deer permits and prohibiting the sale of such permits under certain conditions; providing for public hearing in Kendall County on each proposed rule, regulation or order of the Commission, and granting the Commissioners Court of Kendall County veto power; providing for the publication of regulations and for the filing of copies with certain county and State officials; establishing venue of suits to test validity; providing penalties and forfeiture of licenses for violations; providing that General or Special Laws now in effect in Kendall County over wildlife resources shall not be repealed but may be superseded by an order, rule or regulation of the Commission, upon approval by the Commissioners Court, until such order, rule or regulation may expire or be dissolved, when such General or Special Laws shall obtain and remain in full force and effect; establishing date for termination of Act; providing severability; and declaring an emergency.

S. B. No. 100, A bill to be entitled "An Act to amend Chapter 315, page 517, being Senate Bill No. 176, Acts of 1945, 49th Legislature, as amended by Chapter 369, page 621, being Senate Bill No. 273, Acts of 1951, 52nd Legislature, known as the Public Accountancy Act of 1945, and codified as Article 41a, Vernon's Anno-

tated Civil Statutes of 1925, as amended; repealing all laws in conflict therewith, and declaring an emergency."

(With amendment.)

Respectfully submitted,  
DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

#### House Bill 1060 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1060, A bill to be entitled "An Act to create the Farmers Creek Watershed Authority as a conservation and reclamation district in Montague County under the provision of Article XVI, Section 59 of the Constitution of Texas; describing its metes and bounds; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 1060 on Third Reading

Senator Creighton moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1060 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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## House Bill 922 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 922, A bill to be entitled "An Act creating a water control and improvement district under Article XVI, Section 59 of the Constitution of Texas, to be known as 'Kimble County Water Control and Improvement District No. 1' comprising lands lying within the County of Kimble, Texas; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 922 on Third Reading

Senator Crump moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 922 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—29

Aikin	Krueger
Baker	Lane
Calhoun	Martin
Creighton	Moffett
Crump	Moore
Dies	Owen
Fuller	Parkhouse
Gonzalez	Patman
Hardeman	Ratliff
Herring	Reagan
Hudson	Roberts
Kazen	Rogers

Schwartz
Secrest
Smith

Weinert
Willis

## Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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## House Bill 1078 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1078, A bill to be entitled "An Act amending Section 1 of Chapter 50, Acts of the 55th Legislature, Regular Session, 1957, as amended, relating to regulatory authority of the Game and Fish Commission in certain counties, so as to include Kerr County; and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 1078 on Third Reading

Senator Crump moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1078 be placed on its third reading and final passage.

The motion prevailed by the following vote:



## Yeas—28

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Herring	Rogers
Hudson	Schwartz
Kazen	Secrest
Krueger	Smith
Lane	Weinert
Martin	Willis

## Nays—1

Hardeman

## Absent—Excused

Colson

Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—28

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Herring	Rogers
Hudson	Schwartz
Kazen	Secrest
Krueger	Smith
Lane	Weinert
Martin	Willis

## Nays—1

Hardeman

## Absent—Excused

Colson

Hazlewood

## House Bill 454 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 454, A bill to be entitled "An Act changing the name of the Burnet County Water Control and Improvement District, No. 1 to the Bertram Water Control and Improvement District, No. 1; providing that

such change of name shall in no way invalidate the outstanding bonds of said district; changing the number and terms of the Directors thereof and of the San Gabriel River Water Control and Improvement District, No. 1; and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 454 on Third Reading

Senator Crump moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 454 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson

Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson

Hazlewood

**House Bill 261 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 261, Concerning the adoption and filing of rules and regulations of State administrative agencies authorized by law to make rules and regulations; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 261 on Third Reading**

Senator Dies moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 261 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson

Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Gonzalez
Baker	Hardeman
Calhoun	Herring
Creighton	Hudson
Crump	Kazen
Dies	Krueger
Fuller	Lane

Martin	Roberts
Moffett	Rogers
Moore	Schwartz
Owen	Secrest
Parkhouse	Smith
Patman	Weinert
Ratliff	Willis
Reagan	

## Absent—Excused

Colson

Hazlewood

**House Bill 938 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 938, A bill to be entitled "An Act relating to the regulatory authority of the Game and Fish Commission in Tyler, Jasper and Newton Counties; amending Section 1 of Chapter 19, Acts of the Fifty-fifth Legislature, Second Called Session, 1957, to make the Act applicable to all of Tyler County, including Precinct 4; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 938 on Third Reading**

Senator Dies moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 938 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—28

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Herring	Rogers
Hudson	Schwartz
Kazen	Secrest
Krueger	Smith
Lane	Weinert
Martin	Willis

## Nays—1

Hardeman

## Absent—Excused

Colson

Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—28

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Herring	Rogers
Hudson	Secrest
Kazen	Robertson
Krueger	Weinert
Lane	Schwartz
Martin	Smith
	Willis

## Nays—1

Hardeman

## Absent—Excused

Colson

Hazlewood

## House Bill 979 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 979, a bill to be entitled "An Act limiting the provisions of this Act to Trinity County; making it unlawful, except under the provisions of this Act, for any person to hunt, take, kill or possess any game bird or game animal in said County at any time; to take, kill or trap any fur-bearing animal in said County; to take or attempt to take any fresh-water fish or other aquatic life in public waters of said County by any means or method; prescribing the legislative policy with respect to the wildlife resources in said County; conferring upon the Game and Fish Commission, etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 979 on Third Reading

Senator Dies moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 979 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—28

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Herring	Rogers
Hudson	Schwartz
Kazen	Secrest
Krueger	Smith
Lane	Weinert
Martin	Willis

## Nays—1

Hardeman

## Absent—Excused

Colson

Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—28

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Herring	Rogers
Hudson	Schwartz
Kazen	Secrest
Krueger	Smith
Lane	Weinert
Martin	Willis

## Nays—1

Hardeman

## Absent—Excused

Colson

Hazlewood

## House Bill 980 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 980, A bill to be entitled "An Act relating to the taking, possession and transporting of minnows in certain counties; amending Chap-

ter 121, Acts of the 48th Legislature, 1943, to permit the taking, possessing, and transporting of not more than two thousand (2,000) minnows in any one day in Trinity County; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 980 on Third Reading

Senator Dies moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 980 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson                      Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson                      Hazlewood

#### House Bill 981 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 981, A bill to be entitled "An Act relating to commercial fishing in certain counties; amending Section 2 of Chapter 297, Acts of the 52nd Legislature, Regular Session, 1951, as amended, by removing Angelina County from the list of counties in which commercial fishing is illegal; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 981 on Third Reading

Senator Dies moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 981 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson                      Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

#### Yeas—29

Aikin	Creighton
Baker	Crump
Calhoun	Dies

Fuller	Parkhouse
Gonzalez	Patman
Hardeman	Ratliff
Herring	Reagan
Hudson	Roberts
Kazen	Rogers
Krueger	Schwartz
Lane	Secrest
Martin	Smith
Moffett	Weinert
Moore	Willis
Owen	

Absent—Excused

Colson Hazlewood

**House Bill 1063 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1063, A bill to be entitled "An Act enlarging Jefferson County Drainage District No. 6, of Jefferson County, Texas; converting said District as so enlarged to, and creating and establishing said District as, a conservation and reclamation district under Section 59, Article XVI, Texas Constitution; providing that the general laws, with exceptions, shall apply to said District and to its Drainage Commissioners; containing provisions relating to, and authorizing the issuance of, bonds of the District, and the assumption of bonds heretofore issued; authorizing the levy and collection of maintenance taxes; granting the right of eminent domain to the District; providing that if a majority vote is cast against the proposition for the levy and collection of a maintenance tax at the election provided for by the Act, this Act shall no longer be effective and the District shall immediately revert to its former boundaries and status as if this Act had not been enacted, and containing other provisions relating thereto; providing a severability clause; containing other provisions relating to the District and declaring an emergency."

The bill was read second time.

Senator Fuller offered the following Committee Amendment to the bill:

Amend House Bill 1063 by adding a new section to follow Section 11, to be known as Section 11a, reading as follows:

"Sec. 11a. In the event that the District, in the exercise of the power

of eminent domain, or power of relocation, or any other power granted hereunder, makes necessary the relocation, raising, rerouting, or changing the grade of, or altering the construction of any highway, railroad, electric transmission line, telephone or telegraph properties and facilities, or pipeline, all such necessary relocation, raising, rerouting, changing of grade or alteration of construction shall be accomplished at the sole expense of the District. The term "sole expense" shall mean the actual cost of such relocation, raising, lowering, rerouting, or change in grade or alteration of construction in providing comparable replacement without enhancement of such facilities, after deducting therefrom the net salvage value derived from the old facility."

ROGERS  
FULLER

The Committee Amendment was adopted.

On motion of Senator Fuller and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

**House Bill 1063 on Third Reading**

Senator Fuller moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1063 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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## House Bill 83 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 83, A bill to be entitled "An Act amending, repealing from and adding to Chapter 276, Acts of the 45th Legislature, p. 556 (1937), as subsequently amended by Spec. L., Acts of the 46th Legislature, p. 1083 (1939), Chapter 60, Acts of the 53rd Legislature, p. 82 (1953), Chapter 504, Acts of the 55th Legislature, p. 1469 (1957), Chapter 37, Acts of the 56th Legislature, p. 78 (1959) and as codified under Article 8280-119, Vernon's Civil Statutes of the State of Texas, to enlarge and redefine the territorial jurisdiction of the San Antonio River Authority (hereafter called 'District'); to define the boundaries of said District; etc.; and declaring an emergency."

The bill was read second time.

Senator Dies offered the following Committee Amendment to the bill:

Amend H. B. No. 83 on page 33, line 22 by inserting the name "E. W. Schneider" before the words "of Wilson County."

The Committee Amendment was adopted.

Senator Dies offered the following Committee Amendment to the bill:

Amend House Bill No. 83 by deleting all of lines 15, 16, 17 and 18 of page 25, by deleting that part of line 19 of page 25 which reads:

"committed, provided, however, that" and by changing the word "no" appearing on line 19 of page 25 to read "No."

The Committee Amendment was adopted.

Senator Patman offered the following amendment to the bill:

Amend H. B. 83 by striking "A. B. Schroeter and — of Karnes County; and John Weber and — of Goliad County," on page 15, lines 59, 60, and 61 of the printed copy of said bill and substituting in lieu thereof the following:

"Thomas B. Baker and Hugh B. Ruckman, Jr. of Karnes County; and John Weber and L. H. VonDohlen of Goliad County."

The amendment was adopted.

On motion of Senator Gonzalez and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

## House Bill 83 on Third Reading

Senator Gonzalez moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 83 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—29

Aikin	Krueger
Baker	Lane
Calhoun	Martin
Creighton	Moffett
Crump	Moore
Dies	Owen
Fuller	Parkhouse
Gonzalez	Patman
Hardeman	Ratliff
Herring	Reagan
Hudson	Roberts
Kazen	Rogers

Schwartz  
Secrest  
Smith

Weinert  
Willis

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

#### Reports of Standing Committees

Senator Hardeman by unanimous consent submitted the following reports.

Austin, Texas,  
May 11, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred H. B. No. 613, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
May 11, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred H. B. No. 1016, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
May 11, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred H. B. No. 821, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
May 11, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 175, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
May 11, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred H. B. No. 363, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
May 11, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred H. B. No. 100, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
May 11, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred H. B. No. 34, have had the same under consideration, and we are instructed to report it back to the Senate with

the recommendation that it do pass as amended and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
May 11, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 59, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
May 11, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 306, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass but that committee substitute adopted in lieu thereof do pass and be printed.

HARDEMAN, Chairman.

C. S. S. B. No. 306 was read the first time.

Senator Lane by unanimous consent submitted the following report:

Austin, Texas,  
May 11, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 12, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

#### Recess

On motion of Senator Aikin the Senate at 12:03 o'clock p.m. took recess until 2:00 o'clock p.m. today.

#### After Recess

Senator Kazen called the Senate to order at 2:00 p.m. today.

#### House Bill 163 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 163, A bill to be entitled "An Act amending Section 1 of Chapter 355, Acts of the 52nd Legislature, 1951 (Section 1 of Article 1969a-2, Vernon's Texas Civil Statutes), relating to performance of duties of the County Judge by the Judge of any County Court at Law in certain counties, by changing the counties to which the Act is applicable from counties having a population of less than 600,000 inhabitants to counties having a population of less than 700,000 inhabitants, according to the last preceding or any future Federal Census; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 163 on Third Reading

Senator Gonzalez moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 163 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

#### Yeas—29

Aikin	Fuller
Baker	Gonzalez
Calhoun	Hardeman
Creighton	Herring
Crump	Hudson
Dies	Kazen



Krueger	Reagan
Lane	Roberts
Martin	Rogers
Moffett	Schwartz
Moore	Secrest
Owen	Smith
Parkhouse	Weinert
Patman	Willis
Ratliff	

Absent—Excused

Colson	Hazlewood
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**House Bill 917 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 917, A bill to be entitled "An Act to provide that the judges of the County Courts at Law Nos. 1, 2, and 3, of Bexar County, Texas, shall each receive an annual salary of not less than Twelve Thousand Dollars (\$12,000) nor more than Sixteen Thousand Dollars (\$16,000) to be determined and fixed by the Commissioners Court of Bexar County, Texas, and when thus determined and fixed such annual salary shall be paid in twelve (12) equal monthly installments by warrants drawn upon the County Treasurer of Bexar County, Texas, upon orders by the Commissioners Court; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 917 on Third Reading**

Senator Gonzalez moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 917 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Lane
Baker	Martin
Calhoun	Moffett
Creighton	Moore
Crump	Owen
Dies	Parkhouse
Fuller	Patman
Gonzalez	Ratliff
Hardeman	Reagan
Herring	Roberts
Hudson	Rogers
Kazen	Schwartz
Krueger	Secrest

Smith	Willis
Weinert	

Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson	Hazlewood
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**Message from the House**

Hall of the House of Representatives  
Austin, Texas,  
May 11, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 1065, A bill to be entitled "An Act authorizing the Commissioners Courts of the Counties of the 38th Judicial District to supplement the salary of the District Attorney of the 38th Judicial District; and declaring an emergency."

H. B. No. 1076, A bill to be entitled "An Act fixing the salaries to be paid certain officials in certain counties; repealing all laws in conflict therewith; and declaring an emergency."

H. C. R. No. 107, Directing the Enrolling Clerk of the House to correct certain dates in House Bill No. 817.

Respectfully submitted,

DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

**House Bill 916 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 916, A bill to be entitled "An Act providing maximum compensation for assessor-collectors of taxes for all counties having a population of not less than six hundred thousand (600,000) nor more than seven hundred thousand (700,000) according to the last preceding Federal Census; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 916 on Third Reading**

Senator Gonzalez moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 916 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Hardeman
Baker	Herring
Calhoun	Hudson
Creighton	Kazen
Crump	Krueger
Dies	Lane
Fuller	Martin
Gonzalez	Moffett

Moore	Rogers
Owen	Schwartz
Parkhouse	Secrest
Patman	Smith
Ratliff	Weinert
Reagan	Willis
Roberts	

Absent—Excused

Colson Hazlewood

**House Bill 137 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 137, A bill to be entitled "An Act to repeal certain statutes and laws contained in Title 32 of the Texas Revised Civil Statutes, 1925, as amended, and certain subsequent legislative acts codified under such Title, which statutes, laws and acts are in conflict with the provisions of the Texas Business Corporation Act, Acts 1955, 54th Legislature, p. 239, ch. 64, and of the Texas Non-Profit Corporation Act, Acts 1959, 56th Legislature, p. 286, ch. 162, or are inconsistent with the general purposes of such Acts, or are supplanted by the provisions of those Acts; to provide for the effect of such repeal; and declaring an emergency."

The bill was read second time.

Senator Martin offered the following amendment to the bill:

Amend H. B. 137 by removing therefrom Section 2 of said bill and substituting in lieu thereof the following:

"Section 2. The repeal of a prior Act by this Act shall not impair or otherwise affect:

(1) The organization or the continued existence of a domestic corporation existing at the time of such repeal or any foreign corporation qualified to do business in this State at the time of such repeal to continue so to do without again qualifying to do business in this State; provided, however, that any corporation heretofore operating by virtue of Section 49 of Article 1302 or 1303b, Vernon's Civil Statutes of Texas, or both, must meet the qualifications of the Texas Business Corporation Act.

(2) Any right accrued or established, or any liability or penalty incurred, under the provisions of such Act prior to the repeal thereof.

With the exception of Section 49 of Article 1302 and Article 1303b, Vernon's Civil Statutes of Texas, the repeal by this Act of any purpose clause shall not give rise to the inference that corporations may not hereafter be organized for the purpose so repealed."

The amendment was adopted.

Senator Martin offered the following amendment to the bill:

Amend Section 1 of H. B. 137 by inserting after the semicolon on line 40 of said bill the following:

"Acts 1919, Thirty-sixth Legislature, page 134, Chapter 83, Section 1 (Article 1302, Section 49)."

The amendment was adopted.

On motion of Senator Hardeman and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

#### House Bill 137 on Third Reading

Senator Hardeman moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 137 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

#### House Bill 138 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 138, A bill to be entitled "An Act to adopt and establish certain miscellaneous statutory provisions applicable to private corporations, whether for profit or not for profit; to provide certain special laws applicable to veteran, educational, cemetery, detective, and certain railroad corporations; to provide restrictions upon the acquisition of land by corporations and to impose penalties for violations; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 138 on Third Reading

Senator Hardeman moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 138 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Gonzalez
Baker	Hardeman
Calhoun	Herring
Creighton	Hudson
Crump	Kazen
Dies	Krueger
Fuller	Lane

Martin	Roberts
Moffett	Rogers
Moore	Schwartz
Owen	Secrest
Parkhouse	Smith
Patman	Weinert
Ratliff	Willis
Reagan	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

**House Bill 139 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 139, A bill to be entitled "An Act to amend Article 3914, Texas Revised Civil Statutes, 1925, as amended, Acts 1931, 42nd Legislature, Chapter 120, Section 1, in order to eliminate those filing fee provisions which have been supplanted by filing fee provisions in the Texas Business Corporation Act and in the Texas Non-Profit Corporation Act; and declaring an emergency."

The bill was read second time.

Senator Herring offered the following committee amendment to the bill:

Amend H. B. 139 by striking out the figure \$1.00 where it appears in lines 20 and 21 in the printed H. B. and inserting therein the figure \$2.00.

The committee amendment was adopted.

On motion of Senator Hardeman and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

**House Bill 139 on Third Reading**

Senator Hardeman moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 139 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson

Hazlewood

**House Bill 140 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 140, A bill to be entitled "An Act to amend the Texas Business Corporation Act, 1955, 54th Legislature, Chapter 64; said Act being amended by amending Section C of Article 2.29; by amending Article 2.30 by adding a new Section B; by amending said Act by adding a new Article 4.14; and by amending Section A of Article 8.03; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 140 on Third Reading**

Senator Hardeman moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 140 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson

Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

**Yeas—29**

Aikin	Calhoun
Baker	Creighton

Crump
Dies
Fuller
Gonzalez
Hardeman
Herring
Hudson
Kazen
Krueger
Lane
Martin
Moffett
Moore

Owen
Parkhouse
Patman
Ratliff
Reagan
Roberts
Rogers
Schwartz
Secrest
Smith
Weinert
Willis

**Absent—Excused**

Colson

Hazlewood

**House Bill 1019 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1019, A bill to be entitled "An Act relating to the appointment, qualifications, duties and compensation of official shorthand reporter for the District Court of the One Hundred Twelfth District of Texas; fixing maximum and minimum salary to be paid; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 1019 on Third Reading**

Senator Hardeman moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1019 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson

Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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## House Bill 967 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 967, A bill to be entitled "An Act authorizing the Commissioners Courts of the Counties of the 31st Judicial District to supplement the salary of the District Attorney of the 31st Judicial District; and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 967 on Third Reading

Senator Ratliff moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 967 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—29

Aikin	Herring
Baker	Hudson
Calhoun	Kazen
Creighton	Krueger
Crump	Lane
Dies	Martin
Fuller	Moffett
Gonzalez	Moore
Hardeman	Owen

Parkhouse	Schwartz
Patman	Secrest
Ratliff	Smith
Reagan	Weinert
Roberts	Willis
Rogers	

## Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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## House Bill 609 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 609, A bill to be entitled "An Act amending Section 12 of Chapter 436, Acts of the 45th Legislature, Regular Session, 1937, as amended, and Section 17 of Chapter 436, Acts of the 45th Legislature, Regular Session, 1937, and repealing Section 18 of Chapter 436, Acts of the 45th Legislature, Regular Session, 1937, to provide that certain fees collected by the Commissioner of the Bureau of Labor Statistics be deposited in the General Revenue Fund of the State; abolishing the Boiler Inspection Fund; providing for the transfer of the unexpended balance in that Fund to the General Revenue Fund; providing an effective date; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 609 on Third Reading**

Senator Herring moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 609 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

**House Bill 610 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 610, A bill to be entitled

"An Act amending Section 15 of Chapter 270, Acts of the 40th Legislature, Regular Session, 1927, as amended, and repealing Section 16 of Chapter 270, Acts of the 40th Legislature, Regular Session, 1927, to provide that certain fees collected by the Railroad Commission be deposited to the General Revenue Fund of the State; abolishing the Motor Transportation Fund; transferring the balance in that fund to the General Revenue Fund; providing an effective date; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 610 on Third Reading**

Senator Herring moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 610 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Gonzalez
Baker	Hardeman
Calhoun	Herring
Creighton	Hudson
Crump	Kazen
Dies	Krueger
Fuller	Lane

Martin	Roberts
Moffett	Rogers
Moore	Schwartz
Owen	Secrest
Parkhouse	Smith
Patman	Weinert
Ratliff	Willis
Reagan	

Absent—Excused

Colson                      Hazlewood

**House Bill 624 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 624, A bill to be entitled "An Act abolishing the Radio and Television Administration Fund; transferring the balance in that fund to the General Revenue Fund; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 624 on Third Reading**

Senator Herring moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 624 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Colson	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Calhoun                      Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson                      Hazlewood

**House Bill 739 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 739, A bill to be entitled "An Act making it unlawful, except under the provisions of this Act, for any person to hunt, take, kill, or possess any game bird or game animal in Burleson County at any time; to take, kill, or trap any furbearing animal in said County; prescribing the legislative policies with respect to the wildlife resources of said County; conferring upon the Game and Fish Commission power and authority to regulate by provision, order, rule or regulation the taking of wildlife resources of said County; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 739 on Third Reading**

Senator Herring moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 739 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Fuller
Baker	Gonzalez
Calhoun	Herring
Creighton	Hudson
Crump	Kazen
Dies	Krueger



Lane	Reagan
Martin	Roberts
Moffett	Rogers
Moore	Schwartz
Owen	Secrest
Parkhouse	Smith
Patman	Weinert
Ratliff	Willis

Nays—1

Hardeman

Absent—Excused

Colson

Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—28

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Herring	Rogers
Hudson	Schwartz
Kazen	Secrest
Krueger	Smith
Lane	Weinert
Martin	Willis

Nays—1

Hardeman

Absent—Excused

Colson

Hazlewood

**House Bill 846 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 846, Providing for the trapping, transporting and transplanting of wild white-tailed deer from overpopulated areas to other areas in which deer populations are below carrying capacity; providing such trapping, transporting and transplanting shall be at no expense to the State; providing for the issuance of permits by the Game and Fish Commission for trapping, transporting, and transplanting wild white-tailed deer; limiting the hunting of

transplanted wild white-tailed deer; and declaring an emergency.

The bill was read second time.

Senator Reagan offered the following amendment to the bill:

Amend Section 4 of House Bill No. 846 by eliminating such section and substituting the following therefor:

"Section 4. Under the provisions of this Act, the Game and Fish Commission shall issue such permits for the trapping, transporting, and transplanting of wild white-tailed deer upon a showing satisfactory to it that there is an over-population of such deer in the area in which they are to be trapped and that the area to which such deer are to be removed and transplanted will be suitable therefor."

The amendment was adopted.

On motion of Senator Reagan and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

**House Bill 846 on Third Reading**

Senator Reagan moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 846 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson

Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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## House Bill 716 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 716, A bill to be entitled "An Act amending Article 7897, Revised Civil Statutes of Texas, 1925, to provide alternate days to hold the election of certain water district officials in the event of certain holidays; and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 716 on Third Reading

Senator Lane moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 716 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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## House Bill 32 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 32, Concerning the payment of aid and compensation to persons who have paid fines or served sentences for crimes of which they are not guilty; and declaring an emergency.

The bill was read second time and was passed to third reading.

## House Bill 32 on Third Reading

Senator Lane moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 32 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—29

Aikin	Fuller
Baker	Gonzalez
Calhoun	Hardeman
Creighton	Herring
Crump	Hudson
Dies	Kazen

Krueger	Reagan
Lane	Roberts
Martin	Rogers
Moffett	Schwartz
Moore	Secrest
Owen	Smith
Parkhouse	Weinert
Patman	Willis
Ratliff	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

**House Bill 654 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 654, A bill to be entitled "An Act amending Senate Bill No. 36, Page 544, General and Special Laws of the State of Texas, Forty-sixth Legislature, Regular Session, 1939, as amended by House Bill No. 611, Chapter 562, page 914, General and Special Laws of the State of Texas, Forty-seventh Legislature, Regular Session, 1941, as amended, which is codified as Article 695c, Vernon's Texas Civil Statutes, by amending Section 14 of said Article; exempting from consideration in determining need earned income of recipients of aid to the blind within limitations and restrictions as herein provided; providing a repealing clause; a saving clause; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 654 on Third Reading**

Senator Martin moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 654 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

**House Bill 245 on Second Reading**

The Presiding Officer laid before the

Senate on its second reading and passage to third reading:

H. B. No. 245, A bill to be entitled "An Act authorizing the Board for Texas State Hospitals and Special Schools to contract for medical care and treatment; and declaring an emergency."

The bill was read the second time.

Senator Martin offered the following amendment to the bill:

Amend House Bill 245 by striking out the word "federal" in line 22 of the Senate-printed bill.

The amendment was adopted.

On motion of Senator Martin and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

#### House Bill 245 on Third Reading

Senator Martin moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 245 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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#### House Bill 1085 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1085, A bill to be entitled "An Act relating to the authority of the Commissioners Court of any county having a population of more than 20,385 individuals and less than 20,475 individuals according to the last preceding Federal Census.

The bill was read the second time.

Senator Moore offered the following amendment to the bill:

Amend Section 1 of House Bill 1085 by striking out the words "General Fund" in Line 22 and inserting in lieu thereof the word "Officers' Salary Fund."

The amendment was adopted.

On motion of Senator Moore and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

#### House Bill 1085 on Third Reading

Senator Moore moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1085 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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The Presiding Officer then placed the the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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## House Bill 871 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 871, A bill to be entitled "An Act abolishing office of county superintendent in counties of more than 64,800 persons and less than 69,000 persons according to last preceding Federal Census; repealing Chapter 62, Acts of the 51st Legislature, Regular Session, 1949 (compiled as Article 2688c, Vernon's Annotated Civil Statutes) as last amended; delegating duties of coun-

ty superintendent to county judge; providing for severability; and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 871 on Third Reading

Senator Moore moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 871 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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**House Bill 348 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 348, A bill to be entitled "An Act amending Article 1994 of the Revised Civil Statutes of Texas, 1925, as amended, to provide that in suits by minors, lunatics, idiots or non compos mentis when they are represented by next friend where a judgment is recovered not exceeding Fifteen Hundred Dollars (\$1,500), the court may by order, and upon the posting of bond, authorize such next friend to take charge of such money for the use and benefit of plaintiff; and declaring an emergency."

The bill was read the second time.

Senator Martin offered the following amendment to the bill:

Amend House Bill 348, Section 1, by inserting the following paragraph after the word and number "Article 1994" as they appear on line 26 of the Senate-printed copy of the bill:

"Minors, lunatics, idiots or non compos mentis persons who have no legal guardian may sue and be represented by 'next friend' under the following rules;"

The amendment was adopted.

On motion of Senator Parkhouse and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

**House Bill 348 on Third Reading**

Senator Parkhouse moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 348 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Herring
Baker	Hudson
Calhoun	Kazen
Creighton	Krueger
Crump	Lane
Dies	Martin
Fuller	Moffett
Gonzalez	Moore
Hardeman	Owen

Parkhouse	Schwartz
Patman	Secrest
Ratliff	Smith
Reagan	Weinert
Roberts	Willis
Rogers	

Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—28

Aikin	Martin
Baker	Moffett
Calhoun	Moore
Creighton	Owen
Crump	Parkhouse
Dies	Patman
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Herring	Rogers
Hudson	Schwartz
Kazen	Secrest
Krueger	Smith
Lane	Weinert

Nays—1

Willis

Absent—Excused

Colson	Hazlewood
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(Senator Martin in the Chair.)

**House Bill 491 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 491, A bill to be entitled "An Act amending Article 3.01 of the Insurance Code of Texas, Acts of 1951, 57th Legislature, Page 868, Chapter 491, as amended by redefining the term 'net assets' and providing for certain data processing systems to be considered as admitted assets of a life insurance company; providing for severability of the different parts of said Article so that the constitutionality of one or more shall not affect the remainder of the Act, repealing all laws in conflict herewith; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 491 on Third Reading**

Senator Parkhouse moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 491 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson	Hazlewood
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**House Bill 495 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 495, A bill to be entitled "An Act to amend Article 3.40 of the Insurance Code (Acts of 1951, 52nd Legislature, as amended by the Acts of 1955, 54th Legislature, Page 916, Chapter 363, Section 13, as further amended by Acts of 1959, 56th Legislature, Page 890, Chapter 411, Section 4) pertaining to investments by life, health or accident insurance companies in real estate by adding to said Article a paragraph permitting such companies to acquire, secure, retain, hold and convey production payments subject to restrictions and limitations; repealing conflicting laws and parts of laws to the extent of such conflict; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 495 on Third Reading**

Senator Parkhouse moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 495 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

**Yeas—29**

Aikin	Creighton
Baker	Crump
Calhoun	Dies

Fuller	Parkhouse
Gonzalez	Patman
Hardeman	Ratliff
Herring	Reagan
Hudson	Roberts
Kazen	Rogers
Krueger	Schwartz
Lane	Secrest
Martin	Smith
Moffett	Weinert
Moore	Willis
Owen	

Absent—Excused

Colson Hazlewood

**House Bill 729 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 729, A bill to be entitled "An Act amending Section 3. D. of Chapter 382, Acts of the 56th Legislature, Regular Session, 1959, to provide that none of the provisions of the Liquefied Petroleum Gas Code shall apply to any pipeline company; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 729 on Third Reading**

Senator Parkhouse moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 729 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

**House Bill 111 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 111, A bill to be entitled "An Act amending Section 1 of Chapter 360, Acts of the 47th Legislature, Regular Session, 1941, to provide that the Commissioners Court in all counties of this State may provide fire protection and fire fighting equipment for the citizens of the county outside of any city, town or village therein; to provide that this equipment may be paid for by time warrants drawn on the General Fund; and declaring an emergency."

The bill was read the second time.

Senator Patman offered the following amendment to the bill:

Amend the quoted Section 1 of House Bill No. 111 by adding the word "incorporated" between the word "any" and the word "city" appearing in the first sentence of that Section.

The amendment was adopted.

On motion of Senator Patman and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.



**House Bill 111 on Third Reading**

Senator Patman moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 111 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson	Hazlewood
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**House Bill 794 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 794, A bill to be entitled

"An Act creating a conservation district under Article XVI, Section 59, of the Texas Constitution comprising certain territory in Fisher and Scurry Counties, Texas, for the purpose of providing a source of water supply for municipal, domestic and industrial use and treating and transporting the same; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 794 on Third Reading**

Senator Ratliff moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 794 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

**Yeas—29**

Aikin	Kazen
Baker	Krueger
Calhoun	Lane
Creighton	Martin
Crump	Moffett
Dies	Moore
Fuller	Owen
Gonzalez	Parkhouse
Hardeman	Patman
Herring	Ratliff
Hudson	Reagan

Roberts	Smith
Rogers	Weinert
Schwartz	Willis
Secrest	

Absent—Excused

Colson	Hazlewood
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**House Bill 802 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 802, A bill to be entitled "An Act making it unlawful to hunt, take, or kill, or attempt to hunt, take, or kill deer in Howard County until the general open season in 1965; providing penalties; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 802 on Third Reading**

Senator Ratliff moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 802 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Calhoun
Baker	Creighton

Crump	Owen
Dies	Parkhouse
Fuller	Patman
Gonzalez	Ratliff
Hardeman	Reagan
Herring	Roberts
Hudson	Rogers
Kazen	Schwartz
Krueger	Secrest
Lane	Smith
Martin	Weinert
Moffett	Willis
Moore	

Absent—Excused

Colson	Hazlewood
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**House Bill 343 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 343, A bill to be entitled "An Act authorizing the Board for Texas State Hospitals and Special Schools to determine the amount of land excess to the needs of the operation of the Abilene State School; to sell and convey same; and declaring an emergency."

The bill was read second time.

Senator Hardeman offered the following amendment to the bill:

Amend House Bill 343 by striking out the words "or a member of the Central office staff" as they appear on line 54 of the Senate-printed bill.

The amendment was adopted.

On motion of Senator Ratliff and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

**House Bill 343 on Third Reading**

Senator Ratliff moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 343 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Calhoun
Baker	Creighton

Crump	Owen
Dies	Parkhouse
Fuller	Patman
Gonzalez	Ratliff
Hardeman	Reagan
Herring	Roberts
Hudson	Rogers
Kazen	Schwartz
Krueger	Secrest
Lane	Smith
Martin	Weinert
Moffett	Willis
Moore	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

**House Bill 796 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 796, A bill to be entitled "An Act limiting the provisions of this Act to Mitchell County; making it unlawful, except under the provisions of this Act, for any person to hunt, take, kill or possess any game bird or game animal in said County at any time; to take, kill or trap any fur-bearing animal in said County; to take or attempt to take any freshwater fish or other aquatic life in public waters of said County by any means or method; prescribing the legislative policy with respect to the wild-

life resources in said County; conferring upon the Game and Fish Commission authority to regulate, etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 796 on Third Reading**

Senator Ratliff moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 796 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Herring	Rogers
Hudson	Schwartz
Kazen	Secrest
Krueger	Smith
Lane	Weinert
Martin	Willis

Nays—1

Hardeman

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—28

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Herring	Rogers
Hudson	Schwartz
Kazen	Secrest
Krueger	Smith
Lane	Weinert
Martin	Willis

## Nays—1

Hardeman

## Absent—Excused

Colson

Hazlewood

## House Bill 445 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 445, A bill to be entitled "An Act amending Section 6 of Chapter 370, Acts of the 55th Legislature, Regular Session, 1957, to provide that deer tags bear the date and place of kill of the deer to which attached; and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 445 on Third Reading

Senator Reagan moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 445 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson

Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Calhoun
Baker	Creighton

Crump	Owen
Dies	Parkhouse
Fuller	Patman
Gonzalez	Ratliff
Hardeman	Reagan
Herring	Roberts
Hudson	Rogers
Kazen	Schwartz
Krueger	Secrest
Lane	Smith
Martin	Weinert
Moffett	Willis
Moore	

## Absent—Excused

Colson

Hazlewood

## House Bill 124 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 124, A bill to be entitled "An Act to amend Section 6 of Chapter 283, Page 424, Acts of the 40th Legislature, Regular Session, 1927, as last amended by Section 1 of Chapter 287, page 732, Acts of the 53rd Legislature, Regular Session, 1953 (compiled as Article 1011f of Vernon's Texas Civil Statutes), relating to Municipal Zoning Commissions, to provide that the Legislative body of a city or town may hold joint public hearings with the Zoning Commission; and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 124 on Third Reading

Senator Reagan moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 124 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—29

Aikin	Krueger
Baker	Lane
Calhoun	Martin
Creighton	Moffett
Crump	Moore
Dies	Owen
Fuller	Parkhouse
Gonzalez	Patman
Hardeman	Ratliff
Herring	Reagan
Hudson	Roberts
Kazen	Rogers

Schwartz  
Secrest  
Smith

Weinert  
Willis

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

#### House Bill 442 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 442, A bill to be entitled "An Act amending Section 3 of Acts of 1925, 39th Legislature, page 7, Chapter 5, same being Section 3 of Article 8263h of Vernon's Texas Civil Statutes, changing the composition of the Navigation Board in navigation districts which include a city or cities or parts thereof acting under special charter granted by the legislature and in which the City Council or City Board of Commissioners exceeds in number the County Commissioners' Court; providing for severability and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 442 on Third Reading

Senator Reagan moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that

H. B. No. 442 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

#### House Bill 692 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 692, A bill to be entitled "An Act to amend Section 1, Subsection 3c. B of House Bill No. 162, Acts of the 51st Legislature, 1949, Chapter 306, Page 559, as amended by Section 6 of House Bill No. 404,

54th Legislature, 1955, Chapter 496, Page 1239, known also as Section B of Article 7880-3c, Vernon's Annotated Civil Statutes, dealing with Underground Water Conservation Districts, by adding a new paragraph (11) at the end thereof, which shall be Section B (11) of Article 7880-3c, Vernon's Annotated Civil Statutes, authorizing a District to require the closing or capping of an 'open or uncovered' well; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 692 on Third Reading

Senator Rogers moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 692 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

#### Yeas—29

Aikin	Hardeman
Baker	Herring
Calhoun	Hudson
Creighton	Kazen
Crump	Krueger
Dies	Lane
Fuller	Martin
Gonzalez	Moffett

Moore	Rogers
Owen	Schwartz
Parkhouse	Secrest
Patman	Smith
Ratliff	Weinert
Reagan	Willis
Roberts	

#### Absent—Excused

Colson	Hazlewood
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#### House Bill 742 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 742, A bill to be entitled "An Act to provide that certain independent school districts may, by petition and vote, establish a board of trustees to be composed of seven (7) members; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 742 on Third Reading

Senator Rogers moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 742 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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## House Bill 721 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 721, A bill to be entitled "An Act to amend Section 1, Section 2, and Section 4 of House Bill 127, Acts of the Regular Session, 51st Legislature, providing for the creation, regulation, and financing of Mosquito Control Districts in counties; providing for a tax of five cents (5¢) but not to exceed twenty-five cents (25¢) on each one hundred dollar tax valuation; providing that this Act shall be severable; and declaring an emergency."

The bill was read second time.

Senator Smith offered the following amendment to the bill:

Amend H. B. No. 721 by striking out the following in line 37, Sec. 2, page 1 "of five cents (5¢) but" and by striking out the following in line 48, Sec. 4, page 1, "of five cents (5¢) but."

SMITH  
ROGERS  
SCHWARTZ

The amendment was adopted.

On motion of Senator Rogers and by unanimous consent the caption was amended to conform to the body of the bill.

The bill as amended was passed to third reading.

## House Bill 721 on Third Reading

Senator Rogers moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 721 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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## House Bill 468 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 468, A bill to be entitled "An Act to amend Article 6.08 of Chapter 6 of the Insurance Code (Acts of the 1951 52nd Legislature, Chapter 491, as amended by the Acts of the 1955 54th Legislature, page 413, Chapter 117, Section 20) to regulate the holding of real estate by fire and marine insurance companies by adding thereto a new paragraph designated as paragraph 5 of said Article 6.08 permitting fire and marine insurance companies to hold mineral and royalty interests reserved upon the sale of land acquired under foreclosure of loans contracted or for money due or which shall have been conveyed to it in satisfaction of debts; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 468 on Third Reading

Senator Schwartz moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 468 be placed on its third reading and final passage.

The motion prevailed by the following vote:

##### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

##### Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

##### Yeas—29

Aikin	Creighton
Baker	Crump
Calhoun	Dies

Fuller	Parkhouse
Gonzalez	Patman
Hardeman	Ratliff
Herring	Reagan
Hudson	Roberts
Kazen	Rogers
Krueger	Schwartz
Lane	Secrest
Martin	Smith
Moffett	Weinert
Moore	Willis
Owen	

##### Absent—Excused

Colson	Hazlewood
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#### House Bill 756 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 756, A bill to be entitled "An Act amending Article 8120, Revised Civil Statutes of Texas, 1925, as amended, by providing increased compensation for Commissioners of Drainage Districts in all counties having a population of not less than seventy-five thousand (75,000) and not more than ninety thousand (90,000) according to the last preceding Federal Census, and having an assessed valuation for county tax purposes of Two Hundred Forty-five Million Dollars (\$245,000,000) or more, providing such districts lie wholly within one (1) county; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 756 on Third Reading

Senator Schwartz moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 756 be placed on its third reading and final passage.

The motion prevailed by the following vote:

##### Yeas—29

Aikin	Hudson
Baker	Kazen
Calhoun	Krueger
Creighton	Lane
Crump	Martin
Dies	Moffett
Fuller	Moore
Gonzalez	Owen
Hardeman	Parkhouse
Herring	Patman



Ratliff	Secrest
Reagan	Smith
Roberts	Weinert
Rogers	Willis
Schwartz	

Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson	Hazlewood
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**House Bill 805 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 805, A bill to be entitled "An Act to require any person, association of persons, corporate or other, who obtains vehicles for purpose of salvage or scrap to place into the custody of municipal police authorities or county sheriffs all vehicle license plates attached to such vehicles; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 805 on Third Reading**

Senator Schwartz moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 805 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson	Hazlewood
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**House Bill 1061 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1061, A bill to be entitled "An Act enlarging and extending Fort Bend County Water Control and Improvement District No. 2 and defining the boundaries thereof as enlarged; finding a benefit and public use; providing for calling and holding an assumption of indebtedness election or elections; validating governmental proceedings and acts; authorizing the district to add or annex

additional land as provided by law; providing a severability clause; and declaring an emergency."

The bill was read second time.

Senator Schwartz offered the following amendment to the bill:

Amend House Bill No. 1061 by adding a new section to follow Section 5, to be known as Section 6, reading as follows; and renumbering the subsequent sections:

"Sec. 6. In the event that the District, in the exercise of the power of eminent domain or power of relocation, or any other power granted hereunder, makes necessary the relocation, raising, re-routing, or changing of grade, or altering the construction of any highway, railroad, electric transmission line, telephone or telegraph properties and facilities, or pipeline, all such necessary relocation, raising, re-routing, changing of grade or alteration of construction shall be accomplished at the sole expense of the District. The term 'sole expense' shall mean the actual cost of such relocation, raising, lowering, re-routing, or change in grade or alteration of construction in providing comparable replacement without enhancement of such facilities, after deducting therefrom the net salvage value derived from the old facility."

The amendment was adopted.

On motion of Senator Schwartz and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

#### House Bill 1061 on Third Reading

Senator Schwartz moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1061 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Gonzalez
Baker	Hardeman
Calhoun	Herring
Creighton	Hudson
Crump	Kazen
Dies	Krueger
Fuller	Lane

Martin	Roberts
Moffett	Rogers
Moore	Schwartz
Owen	Secrest
Parkhouse	Smith
Patman	Weinert
Ratliff	Willis
Reagan	

Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson	Hazlewood
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#### House Bill 1062 on Second Reading

The Preesiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1062, A bill to be entitled "An Act to amend Section One (1) of Chapter 511, Acts 1955, 54th Legislature, Regular Session, as heretofore amended by Chapter 65, Acts 1957, 55th Legislature, Regular Session, and by Chapter 6, Acts 1959, 56th Legislature, Regular Session; finding a benefit; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 1062 on Third Reading

Senator Schwartz moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and

that H. B. No. 1062 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson Hazlewood

**House Bill 498 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 498, A bill to be entitled "An Act amending Chapter 467, House Bill No. 477, Acts, Second Called Session, 44th Legislature, as such has been heretofore amended, being the Texas Liquor Control Act, and

being the Act carried in Vernon's Penal Code as Articles 666 and 667, so as to provide for the issuance of Agents' and Employees' Licenses to certain agents, representatives, and employees of manufacturers and distributors; fixing authority under such licenses; providing a penalty for violations of the Texas Liquor Control Act by the holders of such licenses; fixing a fee for such licenses and fixing a period during which they shall be valid; repealing laws in conflict herewith; providing a saving clause; and declaring an emergency."

The bill was read second time and was passed to third reading.

**Record of Vote**

Senator Willis asked to be recorded as voting "Nay" on the passage of H. B. No. 498 to third reading.

**House Bill 498 on Third Reading**

Senator Secrest moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 498 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—28**

Aikin	Martin
Baker	Moffett
Calhoun	Moore
Creighton	Owen
Crump	Parkhouse
Dies	Patman
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Herring	Rogers
Hudson	Schwartz
Kazen	Secrest
Krueger	Smith
Lane	Weinert

**Nays—1**

Willis

**Absent—Excused**

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed.

**Record of Vote**

Senator Willis asked to be recorded as voting "Nay" on the final passage of H. B. No. 498.

**House Bill 616 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 616, A bill to be entitled "An Act providing that no changes in boundaries of independent school districts having 16,500 scholastics or more and being located in counties having a population of 149,000 or more, according to the last preceding Federal census, shall be made unless previously approved by the board of trustees or board of education thereof; enacting other provisions relating thereto; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 616 on Third Reading**

Senator Secrest moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 616 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

**Yeas—28**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis

**Nays—1**

Martin

**Absent—Excused**

Colson

Hazlewood

**House Bill 628 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 628, A bill to be entitled "An Act applicable to any home rule city having a charter which provides that its bonds shall be advertised for sale after the bonds have been authorized and issued; providing that the governing body of such city shall advertise its bonds for sale and receive bids therefor before passage of the ordinances authorizing the issuance of the bonds; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 628 on Third Reading**

Senator Secrest moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 628 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Hardeman
Baker	Herring
Calhoun	Hudson
Creighton	Kazen
Crump	Krueger
Dies	Lane
Fuller	Martin
Gonzalez	Moffett

Moore	Rogers
Owen	Schwartz
Parkhouse	Secrest
Patman	Smith
Ratliff	Weinert
Reagan	Willis
Roberts	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

**House Bill 748 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 748, A bill to be entitled "An Act amending Article 872, of the Penal Code of Texas, 1925, relating to the definition of game birds; and amending Section 1 of Article 881b of the Penal Code of Texas, 1925, relating to the definition of migratory game birds; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 748 on Third Reading**

Senator Rogers moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 748 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

**House Bill 881 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 881, A bill to be entitled "An Act to alter and reduce the territorial boundaries of Donna Irrigation District Hidalgo County No. 1, a governmental agency and a conservation and reclamation district, by removing and excluding therefrom certain described land; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 881 on Third Reading

Senator Hudson moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 881 be placed on its third reading and final passage.

The motion prevailed by the following vote:

##### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

##### Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

##### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

##### Absent—Excused

Colson	Hazlewood
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#### House Bill 552 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 552, A bill to be entitled "An Act to amend Acts 1951, 52nd Legislature, Chapter 272, by adding a new section to such Act making the bonds and notes issued by Regional College Districts pursuant to such Act, authorized investments, and making them eligible to secure public funds, and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 552 on Third Reading

Senator Hudson moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 552 be placed on its third reading and final passage.

The motion prevailed by the following vote:

##### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

##### Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

##### Yeas—29

Aikin	Kazen
Baker	Krueger
Calhoun	Lane
Creighton	Martin
Crump	Moffett
Dies	Moore
Fuller	Owen
Gonzalez	Parkhouse
Hardeman	Patman
Herring	Ratliff
Hudson	Reagan

Roberts	Smith
Rogers	Weinert
Schwartz	Willis
Secrest	

Absent—Excused

Colson	Hazlewood
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**House Bill 856 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 856, A bill to be entitled "An Act relating to the authority of certain cities or towns to pledge certain revenue to redeem bonds, notes or warrants, as well as the interest thereon of such cities or towns; providing severability and general repealing clauses; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 856 on Third Reading**

Senator Hudson moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 856 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson	Hazlewood
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The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson	Hazlewood
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**Bill Signed**

The Presiding Officer announced the signing of by the President in the presence of the Senate after the caption had been read, the following enrolled bill:

H. B. No. 38, Amending Subsections (1) and (4) of Section 2, Article XX of Chapter 184, Acts of the Forty-seventh Legislature, Regular Session, 1941, as last amended by House Bill No. 5, Chapter 1, Acts of the Fifty-sixth Legislature, First Called Session, 1959 (compiled as Article 7083a, Vernon's Civil Statutes of Texas); increasing the amounts to be allocated from the Clearance Fund to the Blind Assistance Fund and the Old Age Assistance Fund and allowing certain credits from the first revenues collected to be deposited to these Funds; fixing the operative date of the Act; providing a repealing clause, a saving clause; and declaring an emergency.

**House Bill 105 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 105, A bill to be entitled "An Act amending Section 5 of Chapter 103, Acts of the 41st Legislature, First Called Session, 1929, codified as Section 5 of Article 8263a of Vernon's Texas Civil Statutes, governing elections of Navigation and Canal Commissioners in certain Navigation Districts; providing severability; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 105 on Third Reading**

Senator Hudson moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 105 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson                      Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson                      Hazlewood

**House Bill 678 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 678, A bill to be entitled "An Act relating to size limits upon fish taken from the Laguna Madre within the Counties of Cameron, Kenedy, and Willacy; amending Chapter 80, Acts of the Fifty-fourth Legislature, Regular Session, 1955, to make the act applicable to all waters within said counties; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 678 on Third Reading**

Senator Hudson moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 678 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson                      Hazlewood

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Kazen
Baker	Krueger
Calhoun	Lane
Creighton	Martin
Crump	Moffett
Dies	Moore
Fuller	Owen
Gonzalez	Parkhouse
Hardeman	Patman
Herring	Ratliff
Hudson	Reagan



Roberts  
Rogers  
Schwartz  
Secrest

Smith  
Weinert  
Willis

Absent—Excused

Colson

Hazlewood

#### House Concurrent Resolution 38 on Second Reading

The Presiding Officer laid before the Senate on its second reading the following resolution:

H. C. R. No. 38, Authorizing the erection of a monument to men and women who served in World War I, to be placed on Capitol grounds at no expense to State.

The resolution was read.

Senator Hardeman offered the following amendment to the resolution:

Amend H. C. R. No. 38 by adding the following at the end of said resolution:

"And that said location selected by the Board of Control shall be chosen so that none of the permanent shrubbery or trees on the Capitol grounds will be destroyed."

The amendment was adopted.

The resolution as amended was then adopted.

#### House Concurrent Resolution 85 on Second Reading

The Presiding Officer laid before the Senate on its second reading the following resolution:

H. C. R. No. 85, Granting permission to Ramon G. Bazaldua, Hortencia B. Esquivel and Florentino L. Esquivel to use the State of Texas and the State Highway Commission.

The resolution was read and was adopted.

#### House Concurrent Resolution 21 on Second Reading

The Presiding Officer laid before the Senate on its second reading the following resolution:

H. C. R. No. 21, Granting permission to Tom D. Taylor, Dr. William M. Crawford, C. L. Meserole, and Robert C. Green to sue the State of Texas and the Texas Highway Department.

The resolution was read and was adopted.

#### Vote on Senate Bill 449 Reconsidered

On motion of Senator Hardeman and by unanimous consent the vote on the final passage of S. B. No. 499 this morning was reconsidered.

The Presiding Officer (Senator Martin in the Chair) laid S. B. No. 499 before the Senate on its third reading and final passage.

On motion of Senator Moffett and by unanimous consent the following amendment was withdrawn from the bill:

Amend Senate Bill 449 by Hazlewood by adding the following words and language at the end of paragraph (a), under Section 1 which would read as follows:

However, if there is no such qualified interpreter reasonably available from such list, then the trial court may, in its discretion, appoint any other qualified interpreter.

Question—Shall S. B. No. 449 be finally passed?

S. B. No. 449 was again passed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson Hazlewood

(President in the Chair.)

#### Senate and House Bills Added to Local and Uncontested Bills Calendar

On motion of Senator Martin and by unanimous consent S. B. No. 231, H. B. No. 1046, S. B. No. 435, and H. B. No. 995 were added to the Local and Uncontested Bills Calendar.

**Senate Bill 231 on Second Reading**

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 231, A bill to be entitled "An Act amending Article 12.03, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, to provide that the franchise tax imposed by Chapter 12 of such Title shall not apply to nonprofit gas utility corporations; and declaring an emergency."

The bill was read the second time.

Senator Krueger offered the following amendment to the bill:

Amend Article 12.03 as set forth in Section 1 of Senate Bill No. 231 by inserting the word "municipal" between the words "non profit" and "gas" appearing in the last line of said Article.

The amendment was adopted.

On motion of Senator Krueger and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

**Senate Bill 231 on Third Reading**

Senator Krueger moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 231 be placed on its third reading and final passage.

The motion prevailed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson	Hazlewood
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The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

**Yeas—29**

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

**Absent—Excused**

Colson	Hazlewood
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**House Bill 1046 on Second Reading**

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 1046, A bill to be entitled "An Act applying to incorporated cities and towns having a population of more than 100,000 inhabitants according to the Federal Census last preceding the taking of action, hereunder (referred to hereafter as 'city')); authorizing such city to purchase, build, construct, acquire, improve, enlarge, extend, maintain, repair, and replace any and all properties, improvements and facilities which the governing body thereof deems to be necessary for the elimination of grade level crossings by railroad lines of the streets of such city and for the relocation of railroad lines within said city (said properties, improvements and facilities being hereafter referred to as the 'Facilities'); etc.; and declaring an emergency."

The bill was read second time.

Senator Fuller offered the following amendment to the bill:

Amend House Bill 1046 by striking out the last clause in the first "Whereas" paragraph on Lines 61 and 62 on

the first page of the printed bill thereof and presently reading "and constitute a constant hazard to life and property in said cities; and" and inserting in lieu thereof the following:

"said collisions causing hazard to life and property in said cities; and"

The amendment was adopted.

On motion of Senator Fuller and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

#### House Bill 1046 on Third Reading

Senator Fuller moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 1046 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

Absent—Excused

Colson Hazlewood

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Fuller
Baker	Gonzalez
Calhoun	Hardeman
Creighton	Herring
Crump	Hudson
Dies	Kazen

Krueger	Reagan
Lane	Roberts
Martin	Rogers
Moffett	Schwartz
Moore	Secrest
Owen	Smith
Parkhouse	Weinert
Patman	Willis
Ratliff	

Absent—Excused

Colson Hazlewood

#### Senate Bill 435 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 435, A bill to be entitled "An Act to validate annexation proceedings of Home Rule cities where such annexation took place prior to the 1st day of March, 1961, and validating all proceedings and contracts and the exercise of dominion and governmental functions over such annexed territory; and declaring an emergency."

The bill was read the second time.

Senator Willis offered the following amendment to the bill:

Amend Senate Bill No. 435 by striking out all of Sec. 2 and inserting in lieu thereof the following:

"Sec. 2. The effective date of this Act shall be January 1, 1962 and the provisions of this Act shall not apply to any city if its annexation proceedings are involved in litigation at the time this law becomes effective."

**WILLIS  
BAKER**

The amendment was adopted.

On motion of Senator Willis and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

#### Senate Bill 435 on Third Reading

Senator Willis moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 435 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

## Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

## Absent—Excused

Colson	Hazlewood
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## House Bill 995 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 995, Relating to the establishment of a hospital district coterminus to the West Columbia, Brazoria, and Damon Independent School Districts and another hospital district to be coterminus to the Sweeny Independent School District, providing that subsequent to the organization of each hospital district the qualified electorate of each district may elect to consolidate the districts; providing

funding, administration, and procedure; and declaring an emergency."

The bill was read second time.

Senator Schwartz offered the following amendment to the bill:

Amend H. B. No. 995 by substituting the following Section 1 for Section 1 of the bill:

"Section 1. The Commissioners Court of Brazoria County may establish a hospital district comprising all of the West Columbia, Brazoria and Damon Independent School District except the following described property which formerly comprised the 'old Brazoria School District' prior to February 29, 1959:

That property lying in Brazoria County which, prior to February 28, 1959, was known as the Brazoria Independent School District.

Beginning on the Brazos River, at the mouth of Buffalo Camp Bayou; Thence up Buffalo Camp Bayou to a point due East of the Southeast corner of the J. P. Coles Survey; Thence West to said Southeast corner of said J. P. Coles Survey, and continuing West along the South line of said Survey to where said line intersects Middle Bayou; Thence up Middle Bayou to its intersection with the North Line of the Asa Mitchell  $\frac{1}{2}$  League; thence West along said North line of said Mitchell  $\frac{1}{2}$  League to the center of the bed of the Brazos River; Thence downstream along the center of the bed of the Brazos River with its meanders to a point in the center of said river from which line drawn due South will reach a point on the North line of the James Cummings Survey, one mile west from the northeast corner of said Cummings Survey; Thence due South to such point on the North line of said Cummings Survey; Thence west along the north line of said Cummings Survey to the East bank of the San Bernard River; Thence down the East Bank of the San Bernard River to a point directly East of the Southeast Corner of the Jno. Cummings Survey; Thence West to the center of the bed of the San Bernard River; thence downstream along the center of the bed of the San Bernard River with its meanders to a point 1000 feet in a Southeasterly direction from the Churchill bridge over the San Bernard River; Thence in a Northeasterly direction to the Northwest corner of the Palmer tract of

land located near the Clemens State Farm Sugar Refinery; Thence North to a point on the North boundary line of the John McNeel League; Thence East along said line to the Northeast corner of said McNeel League; Thence North along the East Line of the Wm. Cummings Survey to its Northeast corner; Thence due North across the S. F. Austin 7½ Leagues to the center of the bed of the Brazos River; Thence downstream along the center of the bed of the Brazos River with its meanders to a point opposite the mouth of Buffalo Camp Bayou; Thence East to the East Bank of the Brazos River and also the center of the mouth of Buffalo Camp Bayou, the place of beginning."

The amendment was adopted.

On motion of Senator Schwartz and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

#### House Bill 995 on Third Reading

Senator Schwartz moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 995 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

#### Yeas—29

Aikin	Moffett
Baker	Moore
Calhoun	Owen
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Weinert
Lane	Willis
Martin	

#### Absent—Excused

Colson	Hazlewood
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#### At Ease

The President announced at 3:15 o'clock p.m. that the Senate would stand At Ease until 3:30 o'clock p.m.

#### In Legislative Session

The President called the Senate to order as In Legislative Session at 3:40 o'clock p.m. today.

#### Senate Bill 399 with House Amendments

Senator Herring called S. B. No. 399 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Herring moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

#### Yeas—27

Aikin	Lane
Baker	Martin
Calhoun	Moffett
Creighton	Moore
Crump	Owen
Dies	Parkhouse
Fuller	Patman
Gonzalez	Ratliff
Herring	Reagan
Hudson	Roberts
Kazen	Rogers
Krueger	Schwartz

Secrest  
Smith

Willis

Absent

Hardeman Weinert

Absent—Excused

Colson Hazlewood

#### Leave of Absence

Senator Owen was granted leave of absence for the remainder of the day on account of important business on motion of Senator Hardeman.

#### Senate Bill 294 with House Amendments

Senator Willis called S. B. No. 294 from the President's table for consideration of the House amendments to the bill.

The President laid the bill before the Senate and the House amendments were read.

Senator Willis moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

Yeas—25

Aikin	Martin
Baker	Moffett
Calhoun	Moore
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Willis
Lane	

Nays—1

Hardeman

Absent

Roberts Weinert

Absent—Excused

Colson Owen

Hazlewood

#### Senate Bill 378 with House Amendments

Senator Patman called S. B. No. 378 from the President's table for

consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Patman moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

Yeas—27

Aikin	Martin
Baker	Moffett
Calhoun	Moore
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Willis
Lane	

Absent

Weinert

Absent—Excused

Colson Owen

Hazlewood

#### Senate Bill 339 with House Amendments

Senator Schwartz called S. B. No. 339 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Schwartz moved that the Senate concur in the House amendments.

The motion prevailed.

#### Senate Bill 251 with House Amendments

Senator Schwartz called S. B. No. 251 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Schwartz moved that the Senate concur in the House amendments.

The motion prevailed.

#### Message from the House

Hall of the House of Representatives,  
Austin, Texas,  
May 11, 1961.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 143, A bill to be entitled "An Act exempting Freestone County from the Act providing for an open archery season for certain animals; amending Section 2A of Chapter 189, Acts of the 56th Legislature, Regular Session, 1959, as amended; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

#### House Concurrent Resolution 40 on Second Reading

On motion of Senator Baker and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading the following resolution:

H. C. R. No. 40, Designating parking facilities in the vicinity of the Capitol under the authority of the State Board of Control and the State Building Commission.

The resolution was read second time.

Senator Baker offered the following substitute for H. C. R. No. 40:

Whereas, The completion of new State Buildings in the Capitol area has resulted in a need for additional parking space for the many State employees as well as the increased number of visitors to the agencies housed in these buildings; and

Whereas, Parking space in the Capitol grounds is at all times congested, and during Sessions of the Legislature must be set aside for Members; and

Whereas, Two additional buildings are now under construction, and the safety fences erected around building sites will further reduce available parking space; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, that the State Building Commission be and is hereby directed to designate whatever parking space it may deem suitable on State-owned land in the vicinity of the Capitol and nearby State buildings, such parking facilities to be designed and developed by the State Board of Control in accord with the State Building Commission's over-all plan for the area and size to accommodate the largest possible number of State employees and members of the press and for taxpayers and visitors, provided, however, that no part of the area described in Chapter 313, Acts 1957, Regular Session, shall be used for such purpose or purposes; and, be it further

Resolved, That the State Board of Control shall have authority to construct, operate and maintain such parking facilities so that the net expenditure of State funds for such will be kept as small as possible and to charge reasonable fees for parking privileges, such fees to be deposited to the credit of the State Building Commission to be used for operation, construction and maintenance of such facilities.

BAKER  
HARDEMAN

The substitute for the resolution was adopted.

The resolution as substituted was then adopted.

#### House Bill 489 on Second Reading

On motion of Senator Parkhouse and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 489, A bill to be entitled "An Act amending Article 3.16 of Chapter 3 of the Insurance Code (Acts of the 1951, 52nd Legislature, Chapter 491, as amended by the Acts of the 1957, 55th Legislature, Chapter 344, Section 2), relating to deposits of securities or lawful money of the United States or conveyance of real estate in trust in an amount equal to the legal reserve of all of the outstanding policies in force of any life insurance company; etc., and declaring an emergency."

The bill was read second time and passed to third reading.

**House Bill 489 on Third Reading**

Senator Parkhouse moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 489 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lane
Baker	Martin
Calhoun	Moffett
Creighton	Moore
Crump	Parkhouse
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Willis

Nays—1

Patman

Absent

Weinert

Absent—Excused

Colson	Owen
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**House Concurrent Resolution 66 on Second Reading**

On motion of Senator Gonzalez and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading the following resolution:

H. C. R. No. 66, Granting permission to Mrs. Carmen Gutierrez to sue the State of Texas and the Texas Highway Department.

The resolution was read and was adopted.

**House Bill 761 on Second Reading**

On motion of Senator Patman and by unanimous consent, the regular

order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 761, A bill to be entitled "An Act to provide that the District Attorney of the 24th Judicial District shall be compensated not to exceed Ten Thousand Dollars (\$10,000); providing that the stenographer of such Judicial District shall be compensated not to exceed Four Thousand Dollars (\$4,000); and declaring an emergency."

The bill was read second time.

Senator Patman offered the following amendment to the bill:

Amend H. B. 761 by striking Section 1 thereof, substituting the following in lieu thereof:

"Section 1. The District Attorney of the 24th Judicial District shall be compensated for his services in such amount as may be fixed by the General Law relating to the salary to be paid District Attorneys by the State, and in addition his services may be supplemented by the Commissioners Courts of the counties comprising such District, in the manner specified in succeeding sections of this Act; provided, however, that the total salary of such District Attorney shall not be supplemented to exceed an annual salary of Ten Thousand Dollars (\$10,000.00)."

The amendment was adopted.

On motion of Senator Patman and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

**House Bill 761 on Third Reading**

Senator Patman moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 761 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Aikin	Crump
Baker	Dies
Calhoun	Fuller
Creighton	Gonzalez



Hardeman	Patman
Herring	Ratliff
Hudson	Reagan
Kazen	Roberts
Krueger	Rogers
Lane	Schwartz
Martin	Secrest
Moffett	Smith
Moore	Willis
Parkhouse	

Absent

Weinert

Absent—Excused

Colson	Owen
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Aikin	Martin
Baker	Moffett
Calhoun	Moore
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Willis
Lane	

Absent

Weinert

Absent—Excused

Colson	Owen
Hazlewood	

Senate Bill 384 with  
House Amendments

Senator Willis called S. B. No. 384 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Willis moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

Yeas—27

Aikin	Martin
Baker	Moffett
Calhoun	Moore
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Willis
Lane	

Absent

Weinert

Absent—Excused

Colson	Owen
Hazlewood	

Leave of Absence

Senator Moffett was granted leave of absence for the remainder of the day on account of illness in the family on motion of Senator Martin.

#### House Bill 243 on Second Reading

On motion of Senator Gonzalez and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 243, Amending Article 43 of the Code of Criminal Procedure of Texas, 1925, to require the sheriff of each county to report to the district or county attorney each month as to all prisoners in his custody and the authority by which he detains them; and declaring an emergency.

The bill was read second time and passage to third reading.

#### House Bill 243 on Third Reading

Senator Gonzalez moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 243 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—26

Aikin	Lane
Baker	Martin
Calhoun	Moore
Creighton	Parkhouse
Crump	Patman
Dies	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Schwartz
Hudson	Secrest
Kazen	Smith
Krueger	Willis

## Absent

Weinert

## Absent—Excused

Colson	Moffett
Hazlewood	Owen

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

## House Concurrent Resolution 107 on Second Reading

On motion of Senator Weinert and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading the following resolution:

H. C. R. No. 107, Authorizing the Enrolling Clerk of the House to make certain corrections in H. B. No. 817.

The resolution was read and was adopted.

## House Bills and Resolution on First Reading

The following bills and resolution received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 1076, To the Committee on Counties, Cities and Towns.

H. B. No. 1065, To the Committee on Counties, Cities and Towns.

H. C. R. No. 94, To the Committee on Jurisprudence.

H. B. No. 600, To the Committee on Water and Conservation.

H. B. No. 972, To the Committee on Water and Conservation.

H. B. No. 736, To the Committee on Water and Conservation.

H. B. No. 671, To the Committee on State Affairs.

H. B. No. 1101, To the Committee on Water and Conservation.

H. B. No. 1089, To the Committee on Game and Fish.

H. B. No. 1081, To the Committee on Game and Fish.

H. B. No. 1073, To the Committee on State Affairs.

H. B. No. 1083, To the Committee on Game and Fish.

H. B. No. 1064, To the Committee on Counties, Cities and Towns.

H. B. No. 1035, To the Committee on State Affairs.

H. B. No. 1023, To the Committee on Counties, Cities and Towns.

H. B. No. 143, To the Committee on Game and Fish.

## House Concurrent Resolution 78 on Second Reading

On motion of Senator Schwartz and by unanimous consent the President laid before the Senate on its second reading the following resolution:

H. C. R. No. 78, Extending congratulations to Captain Joe B. Jordan.

The resolution was read and was adopted.

## Message from the Governor

The following message received from the Governor was read and was referred to the Committee on Nominations:

Austin, Texas,  
May 11, 1961.

To the Senate of the Fifty-seventh Legislature:

I ask the advise, consent and confirmation of the Senate with respect to the following appointment:

To be a member of the Texas Civil Judicial Council, to fill the unexpired term of Emil C. Rassman, resigned,

term to expire July 1, 1963: W. St. John Garwood of Austin, Travis County.

Respectfully submitted,

PRICE DANIEL,  
Governor of Texas.

#### Senate Resolution 468

Senator Herring offered the following resolution:

Whereas, The tenth day of May, 1961, marked the Thirty-Seventh Anniversary of the Honorable J. Edgar Hoover as Director of the Federal Bureau of Investigation; and

Whereas, He has devoted his life and capabilities to the enforcement of law and order and to the protection of our nation's security from subversive forces; and

Whereas, No other American of the Twentieth Century has so demonstrated his dedication to the Democratic way of life or contributed so greatly to the preservation of our freedom; and

Whereas, In recognition of his many years of incorruptible service and capable leadership as Director of the Federal Bureau of Investigation; now therefore be it

Resolved, That the members of the Senate of the State of Texas offer their heartfelt congratulations to Mr. Hoover on this occasion and express to him their gratitude for his extraordinary contribution to the American way of life; and be it further

Resolved, That when the Senate adjourns today it do so in grateful recognition of the Honorable J. Edgar Hoover and that an enrolled copy of this resolution be sent to him with the good wishes and appreciation of every member of the Senate.

HERRING  
SECREST  
FULLER  
OWEN

The resolution was read and was adopted.

#### Welcome Resolutions

S. R. No. 464, By Senator Herring: Extending welcome to students and teachers of Elgin School.

S. R. No. 465, By Senator Secrest: Extending welcome to students and teachers of Sharp School of Milam County.

S. R. No. 466, By Senator Krueger: Extending welcome to students and teacher of Hostyn School of La Grange.

S. R. No. 467, By Senator Gonzalez: Extending welcome to Mr. George Garrett et al. of Bexar County.

S. R. No. 470, By Senator Moffett: Extending welcome to students, teachers and sponsors of Seymour High School.

S. R. No. 471, By Senator Herring: Extending welcome to students and teachers of Lamar Junior High School of Austin.

#### Memorial Resolution

S. R. No. 469, By Senator Aikin: Memorial resolution for Dr. J. R. McLemore.

#### Recess

On motion of Senator Kazen the Senate at 4:33 o'clock p.m. took recess until 10:30 o'clock a.m. tomorrow.

#### SIXTY-FOURTH DAY

(Continued)

#### After Recess

The Senate met at 10:30 o'clock a.m. and was called to order by the President.

#### Senate Bill 2 on Third Reading

Senator Baker moved to suspend the regular order of business and take up S. B. No. 2 for consideration at this time.

The motion prevailed by the following vote:

#### Yeas—18

Aikin	Parkhouse
Baker	Patman
Creighton	Ratliff
Crump	Reagan
Fuller	Roberts
Hazlewood	Rogers
Kazen	Schwartz
Krueger	Secrest
Owen	Willis

#### Nays—8

Calhoun	Lane
Dies	Martin
Hardeman	Moore
Hudson	Weinert